#### **National FOIA Portal Update**

## "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Mon Feb 26 2018 07:56:33 GMT-0700 (MST)
To: Robert Howarth <robert howarth@ios.doi.gov>

BCC: Cat Sam Cat Contact List <catsamcat contact list@ios.doi.gov>

Subject: Fwd: National FOIA Portal Update

Good morning, everyone. Please note that, as discussed below, DOJ has now provided us with the date their new National FOIA Portal should go live. Because requesters will be able to make submissions through the Portal, you will see requests coming in that look different than those you typically see. I have worked with the Bureau FOIA Officers to ensure the Portal's contact information is accurate and with DOJ to make sure our needs for the Portal's submission form are met.

If you see problems (for example, if requests come in garbled or without needed information), please let me know and I will work with DOJ to resolve the issue.

Thanks for your patience during this transition period.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

On Fri, Feb 23, 2018 at 3:05 PM, National.FOIAPortal (OIP) < National.FOIAPortal@usdoj.gov > wrote:

Dear FOIA Colleagues,

Thank you all for your hard work on getting your agencies ready for the National FOIA Portal. As most of you know we were originally scheduling our "go-live" date for next week Tuesday, February 27<sup>th</sup>. We are now moving the "go-live" date to **Thursday, March 8<sup>th</sup>** to coincide more closely with Sunshine Week. This has the added benefit of giving those who need some additional time to complete their configuration in the new system the time to do so. Most agencies have completed their set-up and can standby until we "go-live." If you have not yet finished your set-up, please do so as quickly as possible and we will reach out on an individual basis to make sure each agency is complete.

Please let us know if you have any questions and thank you again for your efforts.

Thanks,

OIP National FOIA Portal Team

# "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Fri Mar 09 2018 09:31:49 GMT-0700 (MST)
To: Robert Howarth <robert howarth@ios.doi.gov>

BCC: Cat Sam Cat Contact List <catsamcat\_contact\_list@ios.doi.gov>, "Gardner, Matt (OIP)"

<Matt.Gardner@usdoj.gov>

Subject: Re: National FOIA Portal Update

Hello, everyone. The new Portal is now live

Please be sure to check your Spam folders to make sure new requests being sent from the Portal aren't lost. If you have concerns, questions, or suggestions, do not hesitate to let me know. Thanks again.

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## "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Fri Mar 09 2018 09:38:48 GMT-0700 (MST)
To: Robert Howarth <robert howarth@ios.doi.gov>

BCC: Cat Sam Cat Contact List <catsamcat contact list@ios.doi.gov>

Subject: Re: National FOIA Portal Update

Hello, again. A question has arrived about the Portal's location. It is located at: <a href="https://www.foia.gov/">https://www.foia.gov/</a> Thanks.

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From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Fri Mar 09 2018 12:11:53 GMT-0700 (MST)
To: Robert Howarth <robert\_howarth@ios.doi.gov>

BCC: Cat Sam Cat Contact List <catsamcat\_contact\_list@ios.doi.gov>

Subject: Re: National FOIA Portal Update

Hello, yet again!

I've already received a large number of questions about whether the Portal replaces the Department's own online submission form, found at: https://www.doi.gov/foia/foia-request-form

Eventually, the Department's form may be taken down and that section of the website would simply refer people to the Portal. (If/when that happens, I will, of course let you know.) But we're not planning on taking down our form in the near future--we want to see how the Portal works first. So, until further notice, please feel free to let potential requesters know that they may use the form or the Portal.

Thanks again

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

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Thanks.

**OIP National FOIA Portal Team** 

UPDATED --- Re: Active Politicals as of 5-25-18 - Invitation to view

## "Tarr, Tomas" <tomas\_tarr@ios.doi.gov>

 From:
 "Tarr, Tomas" <tomas\_tarr@ios.doi.gov>

 Sent:
 Fri Jun 29 2018 11:14:43 GMT-0600 (MDT)

To: Oluwarotimi Abimbola <oluwarotimi\_abimbola@ios.doi.gov>

CC: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>, David Alspach <david\_alspach@ios.doi.gov>

Subject: UPDATED --- Re: Active Politicals as of 5-25-18 - Invitation to view

Hi Rotimi,

The latest tab is <u>List 20180629</u>, and the following names have been moved to the "CHANGES SECTION:" found at the bottom of the spreadsheet.

Office of the Secretary of the Interior	Clarkson	Gavin	Deputy Assistant Secretary - Indian Affairs	gavin.clarkson@bia.gov	2	REMOVE: offboarded
SOL	Goeken	Richard	Deputy Solicitor- Parks and Wildlife	richard.goeken@sol.doi.gov	2	REMOVE: offboarded
Office of the Secretary of the Interior	Johnson	Virginia Hurt	Principal Deputy Assistant Secretary - Fish and Wildlife and Parks	virginia_johnson@ios.doi.gov	2	REMOVE: offboarded
Office of the Secretary of the Interior	Keel	Benjamin	Advisor	benjamin keel@ios.doi.gov	2	REMOVE: offboarded
Office of the Secretary of the Interior	Larrabee	Jason	Principal Deputy Assistant Secretary - Fish and Wildlife and Parks	jason_larrabee@ios.doi.gov	2	REMOVE: offboarded
Office of the Secretary of the Interior	Rigas	Laura C K	Communications Director	laura rigas@ios.doi.gov	2	REMOVE: offboarded
Office of the Secretary of the Interior	Yakhour	Wadi	Special Assistant- Scheduling and Advance	wadi yakhour@ios.doi.gov	2	REMOVE: offboarded

(The above information is per the latest status on the Political Appointee On-boarding/Off-Boarding spreadsheet)

The previous tab List 20180529 has been archived (it is now hidden).

Please let me know if you have any questions.

Thank you,

Regards,

Tomás F. Tarr
Planning and Performance Management Division
Office of the Chief Information Officer
U.S. Department of the Interior
Office Phone: 202-208-5720
Mobile Phone: 202-669-2696
tomas tarr@ios.doi.gov
www.DOI.gov/OCIO

# Our mission is your mission

On Wed, Jun 27, 2018 at 12:47 PM, Oluwarotimi Abimbola <oluwarotimi abimbola@ios.doi.gov> wrote:

That is correct - Tomas - can you please compare the FOIA list to our master list?

Thanks, Rotimi

On Wed, Jun 27, 2018 at 11:18 AM Cafaro, Cindy < cindy cafaro@ios.doi.gov > wrote:

Hello, FYI, a member of the OS FOIA team has noted that two people on the list may no longer be employed by DOI (please see below). Thanks again.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

----- Forwarded message ------

From: Leah Fairman < leah fairman@ios.doi.gov>

Date: Wed, Jun 27, 2018 at 10:49 AM

Subject: Re: Active Politicals as of 5-25-18 - Invitation to view

To: Cindy Cafaro < cindy cafaro@ios.doi.gov>

Well, both emails addresses come back as not being deliverable, and according to <a href="https://departmentofinfluence.org/person/jason-larrabee/">https://departmentofinfluence.org/person/jason-larrabee/</a> larrabee was gone in march and keel was gone last summer <a href="https://departmentofinfluence.org/?s=benjamin+keel">https://departmentofinfluence.org/?s=benjamin+keel</a>

On Wed, Jun 27, 2018 at 10:46 AM Cafaro, Cindy <cindy\_cafaro@ios.doi.gov> wrote:

Thank you, Leah. Are you sure? If so, I can inform OCIO.

Thanks again.

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On Wed, Jun 27, 2018 at 10:16 AM, Leah Fairman < leah fairman@ios.doi.gov > wrote:

My understanding is Larabee and Keel are no longer here. The sheet still has them on it.

On Wed, May 30, 2018 at 3:10 PM Cindy Cafaro (via Google Sheets) < cindy\_cafaro@ios.doi.gov> wrote:

cindy\_cafaro@ios.doi.gov has invited you to view the following spreadsheet:

Active Politicals as of 5-25-18

Unkno For FOIA Awareness Process. Email to follow. profile photo.

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Google Sheets: Create and edit spreadsheets online.

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Rotimi Abimbola Chief of Staff OCIO, U.S. Department of the Interior Office phone: 202-208-2912 www.doi.gov/ocio

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From: Oluwarotimi Abimbola <oluwarotimi\_abimbola@ios.doi.gov>

 Sent:
 Fri Jun 29 2018 11:42:44 GMT-0600 (MDT)

 To:
 "Tarr, Tomas" <tomas\_tarr@ios.doi.gov>

CC: "Cafaro, Cindy" <cindy cafaro@ios.doi.gov>, David Alspach <david alspach@ios.doi.gov>

Subject: Re: UPDATED --- Re: Active Politicals as of 5-25-18 - Invitation to view

Thanks Tomas! Cindy - please take note...

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OS-2018-00959-000009

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Chief of Staff
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Office phone: 202-208-2912
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#### **Next FOIA forum**

# "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Wed Jun 06 2018 07:29:30 GMT-0600 (MDT)
To: Robert Howarth <robert\_howarth@ios.doi.gov>

BCC: Cat Sam Cat Contact List <catsamcat\_contact\_list@ios.doi.gov>

Subject: Next FOIA forum

Hello, everyone. Our next quarterly FOIA open forum will be held tomorrow on June 7, from 2 PM to 3 PM (ET).

As you know, the forums are very well attended and use all of our available phone lines (while leaving some people unable to join the call). Therefore, people in and around the District of Columbia are strongly encouraged to attend in person in room 5056 of the MIB. People from outside the D.C. area are strongly encouraged to meet in groups to call in together. (This will help us include as many people as possible.)

The dial-in numbers for the meeting are as follows:

(b) (5) (Sterling Gateway)
(b) (5) (Denver Gateway)
When prompted for a number, enter (b) (5)

We will again be distributing a written summary of the meeting.

Thanks again.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

#### New EFTS requirements for page numbers

#### Attachments:

/6. New EFTS requirements for page numbers/2.1 image.png
/6. New EFTS requirements for page numbers/13.1 image.png
/6. New EFTS requirements for page numbers/30.1 image.png
/6. New EFTS requirements for page numbers/33.1 image.png
/6. New EFTS requirements for page numbers/34.1 image.png
/6. New EFTS requirements for page numbers/36.1 image.png

# "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Mon Jun 04 2018 10:45:04 GMT-0600 (MDT)
To: Robert Howarth <robert\_howarth@ios.doi.gov>

BCC: Cat Sam Cat Contact List <catsamcat\_contact\_list@ios.doi.gov>

Subject: New EFTS requirements for page numbers

Good morning. In order to assist SOL in defending the increasing number of FOIA litigation cases, and in order to better track the volume of records being processed for FOIA requests, the EFTS will be updated tonight to require various page numbers to be entered on the Response/Close tab when making a 1) Partial release or 2) Full and/or Final release.

Thank you in advance for your help in completing these important new fields.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

#### Questions regarding the Task Log and Tracker

## "Fairman, Leah" <leah\_fairman@ios.doi.gov>

From: "Fairman, Leah" <leah\_fairman@ios.doi.gov>
Sent: Mon Jun 04 2018 09:06:30 GMT-0600 (MDT)

To: Robert Howarth <robert\_howarth@ios.doi.gov>, Cindy Cafaro <cindy\_cafaro@ios.doi.gov>

CC: Clarice Julka <clarice\_julka@ios.doi.gov>
Subject: Questions regarding the Task Log and Tracker

#### Good morning,

I've reviewed the task log that was sent to us, and so far, have several questions. I've listed them below, hoping one or both of you can shed some light on them. Appreciate any info you can provide.

#### Tracker question:

- 1) Currently all the requests I'm working on are old ones, which means a lot of the data the tracker is asking for is not available. Is this tracker for requests going forward, so that we can better track those, or are we supposed to try and fill in every single past request? If the latter, that is going to be a monumental task as some of those have even had to have searches restarted, etc.
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#### Task Log questions:

- 1) I know that for myself, and I believe many others, our responsiveness review and exemption review/application happen simultaneously, not separately. The task log lists them as separate. How do you want us logging that?
- 2) what is the definition of Departmental vs. Bureau Specific awareness review? Does this include the augmented Comms review, or only the political custodian review?
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I know this is a long email, but I figured I should send all the questions I could think of at once. There may be more as we go, but this is a start.

Thanks, Leah

Leah Fairman
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Office of the Secretary, FOIA Office
1849 C Street, NW, MS-7328
Washington, D C 20240
Leah Fairman@ios doi gov

## "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Mon Jun 04 2018 09:43:34 GMT-0600 (MDT)
To: "Fairman, Leah" <leah\_fairman@ios.doi.gov>

CC: Robert Howarth <a href="mailto:robert\_howarth@ios.doi.gov">robert\_howarth@ios.doi.gov</a>, Clarice Julka <a href="mailto:clarice\_julka@ios.doi.gov">clarice\_julka@ios.doi.gov</a>

Subject: Re: Questions regarding the Task Log and Tracker

Thanks for the great questions, Leah. In order (with answers in italics):

- 1) Currently all the requests I'm working on are old ones, which means a lot of the data the tracker is asking for is not available. Is this tracker for requests going forward, so that we can better track those, or are we supposed to try and fill in every single past request? If the latter, that is going to be a monumental task as some of those have even had to have searches restarted, etc. It is only for requests as they are being worked on. So if you are working on an old request, it goes in to the extent you have the information (if no one knows about intake dates for a request that is three years old, for example, no worries—just put in what you can). The data will get more complete as time goes on and that's fine.
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Thanks,

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

On Mon, Jun 4, 2018 at 11:06 AM, Fairman, Leah <leah\_fairman@ios.doi.gov> wrote: Good morning,

I've reviewed the task log that was sent to us, and so far, have several questions. I've listed them below, hoping one or both of you can shed some light on them. Appreciate any info you can provide.

Tracker question:

- 1) Currently all the requests I'm working on are old ones, which means a lot of the data the tracker is asking for is not available. Is this tracker for requests going forward, so that we can better track those, or are we supposed to try and fill in every single past request? If the latter, that is going to be a monumental task as some of those have even had to have searches restarted, etc.
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Thanks, Leah

Leah Fairman
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Washington, D C 20240
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(202) 513-0765 - phone
(202) 565-1076 - direct line
(202) 219-2374 - fax

## "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From:"Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>Sent:Mon Jun 04 2018 10:01:34 GMT-0600 (MDT)To:"Fairman, Leah" <leah\_fairman@ios.doi.gov>

CC: Robert Howarth < robert howarth@ios.doi.gov>, Clarice Julka < clarice julka@ios.doi.gov>

**Subject:** Re: Questions regarding the Task Log and Tracker

Leah, thanks again for your questions, particularly question 5. I have acquainted myself with the columns you referred to (oh, the power of scrolling–I thought everything was on one screen) and already made some changes.

I will talk to Sulafa about a few others, but the general outlines of the chart remain unchanged.

Thanks again!

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

On Mon, Jun 4, 2018 at 11:43 AM, Cafaro, Cindy <cindy cafaro@ios.doi.gov> wrote:

Thanks for the great questions, Leah. In order (with answers in *italics*):

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Direct: 202-208-5342 | Main: 202-208-3181

On Mon, Jun 4, 2018 at 11:06 AM, Fairman, Leah <leah\_fairman@ios.doi.gov> wrote: Good morning,

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(202) 219-2374 - fax

## "Fairman, Leah" <leah\_fairman@ios.doi.gov>

 From:
 "Fairman, Leah" <leah\_fairman@ios.doi.gov>

 Sent:
 Mon Jun 04 2018 10:05:51 GMT-0600 (MDT)

 To:
 "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

CC: Robert Howarth <robert\_howarth@ios.doi.gov>, Clarice Julka <clarice\_julka@ios.doi.gov>

Subject: Re: Questions regarding the Task Log and Tracker

Thank you, I think I'm now on better footing with both charts. I appreciate you for your quick responses

On Mon, Jun 4, 2018 at 12:01 PM, Cafaro, Cindy < cindy cafaro@ios.doi.gov > wrote:

Leah, thanks again for your questions, particularly question 5. I have acquainted myself with the columns you referred to (oh, the power of scrolling–I thought everything was on one screen) and already made some changes.

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Direct: 202-208-5342 | Main: 202-208-3181

On Mon, Jun 4, 2018 at 11:43 AM, Cafaro, Cindy <cindy cafaro@ios.doi.gov> wrote:

Thanks for the great questions, Leah. In order (with answers in italics):

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Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

On Mon, Jun 4, 2018 at 11:06 AM, Fairman, Leah <leah\_fairman@ios.doi.gov> wrote: Good morning,

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Leah Fairman Department of the Interior Office of the Secretary, FOIA Office 1849 C Street, NW, MS-7328 Washington, D C 20240

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(202) 565-1076 - direct line (202) 219-2374 - fax

\_

Leah Fairman
Department of the Interior
Office of the Secretary, FOIA Office
1849 C Street, NW, MS-7328
Washington, D C 20240
Leah Fairman@ios doi gov
(202) 513-0765 - phone
(202) 565-1076 - direct line
(202) 219-2374 - fax

## "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

 From:
 "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

 Sent:
 Mon Jun 04 2018 11:01:54 GMT-0600 (MDT)

 To:
 "Fairman, Leah" <leah\_fairman@ios.doi.gov>

CC: Robert Howarth <robert\_howarth@ios.doi.gov>, Clarice Julka <clarice\_julka@ios.doi.gov>

Subject: Re: Questions regarding the Task Log and Tracker

Hey, I'm not a total nut (phew)! It turns out the tracking number column was added by (awesome!) Sulafa earlier today—along with a number of other things that we hadn't yet had a chance to fully discuss, some of which have now been amended or removed.

Short version: I do know how to scroll! And I've talked with Sulafa and we should be set now.

Things in dark blue are filled in by processors, btw. Things in light blue auto fill (i.e., are auto populated).

Thanks again.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

On Mon, Jun 4, 2018 at 12:05 PM, Fairman, Leah < leah\_fairman@ios.doi.gov > wrote:

Thank you, I think I'm now on better footing with both charts. I appreciate you for your quick responses

On Mon, Jun 4, 2018 at 12:01 PM, Cafaro, Cindy < cindy cafaro@ios.doi.gov > wrote:

Leah, thanks again for your questions, particularly question 5. I have acquainted myself with the columns you referred to (oh, the power of scrolling—I thought everything was on one screen) and already made some changes.

I will talk to Sulafa about a few others, but the general outlines of the chart remain unchanged.

Thanks again!

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

On Mon, Jun 4, 2018 at 11:43 AM, Cafaro, Cindy <cindy cafaro@ios.doi.gov> wrote:

Thanks for the great questions, Leah. In order (with answers in italics):

- 1) Currently all the requests I'm working on are old ones, which means a lot of the data the tracker is asking for is not available. Is this tracker for requests going forward, so that we can better track those, or are we supposed to try and fill in every single past request? If the latter, that is going to be a monumental task as some of those have even had to have searches restarted, etc. It is only for requests as they are being worked on. So if you are working on an old request, it goes in to the extent you have the information (if no one knows about intake dates for a request that is three years old, for example, no worries—just put in what you can). The data will get more complete as time goes on and that's fine.
- 2) this is more of a comment than a question...processors are not assigned to requests until we have all the records, and as such, that field will not be able to be accurately filled in until that point. The intake team will be responsible for earlier fields before the requests are assigned.

Task Log questions:

1) I know that for myself, and I believe many others, our responsiveness review and exemption review/application happen simultaneously, not separately. The task log lists them as separate. How do you want us logging that? Please estimate the percentage of your time is spent on

responsiveness review vs. other types of review, and split it out that way (for some requests, responsiveness may take more time than others where it is very clear and will take very little time--that is fine).

- 2) what is the definition of Departmental vs. Bureau Specific awareness review? Does this include the augmented Comms review, or only the political custodian review? Departmental awareness review is what was specifically outlined in my memo. If there is any additional review as part of OS's "usual response process," that goes into the bureau specific awareness review category.
- 3) many of the categories effectively include a large number of sub categories (i.e. consultations includes separating records, sending them, poking the consult folks to respond to us, reviewing once we have them, then incorporating into the full set of documents), I assume we just add up all the time on those subcategories and give one large number for the log? Same with any other categories that necessarily includes sub parts, correct?
- 4) where do we account for leave each week on the log? (b) (6)

  Your numbers for the week will simply be lower (or absent, if you are out all week).
- 5) Task columns G, H, K, L, M, and N confuse me some, perhaps just because of how they are worded, but to paraphrase the movie Broadcast News, can you please explain what goes into them as if I were a 5yr old? Additionally, I thought it was supposed to be filled in weekly and not by case number but aggregate. I'd be happy to help, but I am not sure we're looking at the same thing. Can you give me a call to make sure we're on the same page/chart?
- 6) do we count time randomly spent? I.e. if I spend 1.5hrs a week answering questions from an Admin person to help them do those tasks, do I count that under admin stuff on the task log? How do I account for tracking number and date at that level? If you're helping with intake, it goes under intake (for example, section 1.1).
- 7) Again, more of a comment here...for this log...I assume it is understood that the litigation/non litigation folks will be filling out only their respective sections (i.e. as a non litigation person, i will not be filling out Task Area 7.0 as a general rule), and that all the processors, as a general rule, will not be filling out Task Area's 1.0 and 2.0 barring a few "as need arises" instances (i.e. I sent a search request today for an old expedited request but normally do not send any searches). Just trying to address any potential confusion I could see arising from certain people only filling out some portions. Yes, this is understood.

I know this is a long email, but I figured I should send all the questions I could think of at once. There may be more as we go, but this is a start.

Thanks.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

On Mon, Jun 4, 2018 at 11:06 AM, Fairman, Leah <leah\_fairman@ios.doi.gov> wrote: Good morning.

I've reviewed the task log that was sent to us, and so far, have several questions. I've listed them below, hoping one or both of you can shed some light on them. Appreciate any info you can provide.

### Tracker question:

- 1) Currently all the requests I'm working on are old ones, which means a lot of the data the tracker is asking for is not available. Is this tracker for requests going forward, so that we can better track those, or are we supposed to try and fill in every single past request? If the latter, that is going to be a monumental task as some of those have even had to have searches restarted, etc.
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#### Task Log questions:

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- 2) what is the definition of Departmental vs. Bureau Specific awareness review? Does this include the augmented Comms review, or only the political custodian review?
- 3) many of the categories effectively include a large number of sub categories (i.e. consultations includes separating records, sending them, poking the consult folks to respond to us, reviewing once we have them, then incorporating into the full set of documents), I assume we just add up all the time on those subcategories and give one large number for the log? Same with any other categories that necessarily includes sub parts, correct?
- 4) where do we account for leave each week on the log? (b) (6)
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- 6) do we count time randomly spent? I.e. if I spend 1.5hrs a week answering questions from an Admin person to help them do those tasks, do I count that under admin stuff on the task log? How do I account for tracking number and date at that level?

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Thanks, Leah

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(202) 219-2374 - fax

#### Glomar guidance

## "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Thu Jun 22 2017 10:29:31 GMT-0600 (MDT)
To: Robert Howarth <robert\_howarth@ios.doi.gov>

BCC: Cat Sam Cat Contact List <catsamcat\_contact\_list@ios.doi.gov>

Subject: Glomar guidance

Good afternoon, everyone. An interesting question came up recently about the use of *Glomar* responses (where we neither confirm nor deny responsive records exist) when dealing with a FOIA request from a requester that purportedly was participant in an alleged investigation. (For more information on what a *Glomar* response is and when it is used, see Section 10.5 of the <a href="Handbook">Handbook</a>.) Guidance on how to handle this type of situation is below. Thank you for your attention, and thanks to SOL for their helpful input.

First, if a FOIA request comes in from a participant in an investigation (or pre-investigation) who has established they have personal knowledge (in other words, that they are a subject, complainant, or witness who knows the investigation is underway because of their participation in the investigation), we will not assert *Glomar* for at least some of the responsive records. More specifically, we will not assert *Glomar* for the transcripts of their own responses to investigative interviews. (We will, however, assert any valid exemptions that would otherwise apply to the investigative interviews (if there would be foreseeable harm arising from the release).) But we will assert *Glomar* for any part of the request that asks for materials concerning the investigation that are not transcripts of the participant's responses to investigative interviews if a valid exemption would protect the material if it did exist (if there would be foreseeable harm arising from such a release)

Second, in this situation, we will note in our response letter that, despite the way the request is worded, we can neither confirm nor deny whether an investigation of the scope described in the letter exists or is ongoing, but we will acknowledge that we did find interviews that pertain to the participant. (This is to ensure we do not officially acknowledge an investigation is going on or has been undertaken.)

Finally, in this situation (and all other situations where we are considering issuing a Glomar response):

- If we have already officially acknowledged the existence (or nonexistence) of an investigation that has occurred or is underway (or has not occurred or is not underway), we cannot assert Glomar,
- If the subject of the investigation (or potential investigation) provides a written waiver of his/her privacy rights or if the subject of the investigation (or potential investigation) is deceased, we cannot assert Glomar, and
- 3. If there may be an overriding public interest in the materials because of evidence of wrongdoing (a calculation that balances the type of wrongdoing committed and the level of responsibility held by a federal employee whose privacy rights would be implicated), work with your SOL FOIA contact to see if it would be appropriate to assert Glomar.

Active Politicals as of 5-25-18 - Invitation to edit

## "David Alspach (via Google Sheets)" <drive-shares-noreply@google.com>

From: "David Alspach (via Google Sheets)" <drive-shares-noreply@google.com>

Sent: Fri May 25 2018 11:28:53 GMT-0600 (MDT)

To: <cindy\_cafaro@ios.doi.gov>
CC: <rotimi\_abimbola@ios.doi.gov>

Subject: Active Politicals as of 5-25-18 - Invitation to edit



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Google LLC, 1600 Amphitheatre Parkway, Mountain View, CA 94043, USA

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## "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Tue May 29 2018 05:59:00 GMT-0600 (MDT)
To: David Alspach <david\_alspach@ios.doi.gov>
CC: Rotimi Abimbola <rotimi\_abimbola@ios.doi.gov>
Subject: Re: Active Politicals as of 5-25-18 - Invitation to edit

Thank you, Dave! Rotimi, I look forward to briefly discussing this document with you before sending it to the FOIA community.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

On Fri, May 25, 2018 at 1:28 PM, David Alspach (via Google Sheets) < drive-shares-noreply@google.com > wrote:

david\_alspach@ios.doi.gov has invited you to **edit** the following spreadsheet:

Active Politicals as of 5-25-18

Unkno profile Rotimi,

If you could validate this list and confirm with Cindy that would be great. Only those appointees that are on board as of today should be included. I believe I removed the

duplicates as well.

Thanks, Dave A.

Open in Sheets

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## Oluwarotimi Abimbola <oluwarotimi\_abimbola@ios.doi.gov>

From: Oluwarotimi Abimbola <oluwarotimi abimbola@ios.doi.gov>

Sent: Tue May 29 2018 07:20:10 GMT-0600 (MDT)

To: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
CC: David Alspach <david\_alspach@ios.doi.gov>
Subject: Re: Active Politicals as of 5-25-18 - Invitation to edit

Thanks for following up, Cindy. Reviewing this morning and then I'll give you a call.

On Tue, May 29, 2018 at 7:59 AM Cafaro, Cindy < cindy cafaro@ios.doi.gov> wrote:

Thank you, Dave! Rotimi, I look forward to briefly discussing this document with you before sending it to the FOIA community.

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Rotimi Abimbola Chief of Staff OCIO, U.S. Department of the Interior Office phone: 202-208-2912 www.doi.gov/ocio

## Oluwarotimi Abimbola <oluwarotimi\_abimbola@ios.doi.gov>

From: Oluwarotimi Abimbola <oluwarotimi\_abimbola@ios.doi.gov>

 Sent:
 Tue May 29 2018 15:24:01 GMT-0600 (MDT)

 To:
 "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

CC: David Alspach <david\_alspach@ios.doi.gov>, "Tarr, Tomas" <tomas\_tarr@ios.doi.gov>

Subject: Re: Active Politicals as of 5-25-18 - Invitation to edit

Cindy,

We've reviewed and finalized the list as of today based on our discussion. Please take a look at the Google doc and feel free to share with your team.

Thanks, Rotimi

On Tue, May 29, 2018 at 9:20 AM Oluwarotimi Abimbola 
 abimbola@ios.doi.gov
 wrote:

Thanks for following up, Cindy. Reviewing this morning and then I'll give you a call.

On Tue, May 29, 2018 at 7:59 AM Cafaro, Cindy <a href="mailto:cindy\_cafaro@ios.doi.gov">cindy\_cafaro@ios.doi.gov</a> wrote:

Thank you, Dave! Rotimi, I look forward to briefly discussing this document with you before sending it to the FOIA community.

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## "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

 From:
 "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

 Sent:
 Wed May 30 2018 05:30:51 GMT-0600 (MDT)

To: Oluwarotimi Abimbola <oluwarotimi\_abimbola@ios.doi.gov>

CC: David Alspach <a href="david\_alspach@ios.doi.gov">, "Tarr, Tomas" <tomas\_tarr@ios.doi.gov>

Subject: Re: Active Politicals as of 5-25-18 - Invitation to edit

Thank you!

This is tremendously helpful and greatly appreciated.

I have just one question before I share this document with the FOIA team: is this a living document that will be updated as needed (so I will just share it with the team once), or will you send me updated documents (that I will share with the team in turn) as needed)?

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On Tue, May 29, 2018 at 5:24 PM, Oluwarotimi Abimbola <<u>oluwarotimi\_abimbola@ios.doi.gov</u>> wrote: | Cindy,

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Thanks,

#### Rotimi

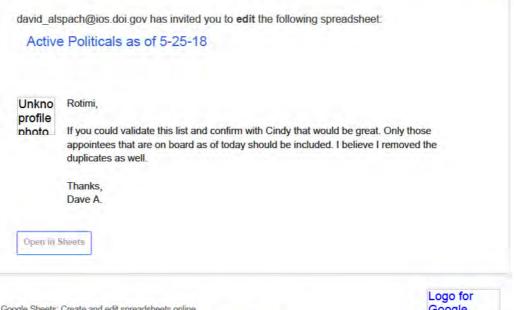
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On Tue, May 29, 2018 at 7:59 AM Cafaro, Cindy < cindy cafaro@ios.doi.gov > wrote: Thank you, Dave! Rotimi, I look forward to briefly discussing this document with you before sending it to the FOIA community.

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# Oluwarotimi Abimbola <oluwarotimi\_abimbola@ios.doi.gov>

From: Oluwarotimi Abimbola <oluwarotimi abimbola@ios.doi.gov>

Sent. Wed May 30 2018 05:54:01 GMT-0600 (MDT) To: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

CC: David Alspach <david\_alspach@ios.doi.gov>, "Tarr, Tomas" <tomas\_tarr@ios.doi.gov>

Subject: Re: Active Politicals as of 5-25-18 - Invitation to edit

Good morning,

Great question Cindy. We can make updates to this sheet on a monthly basis.

Thanks, Rotimi

#### Sent from my iPhone

On May 30, 2018, at 7:30 AM, Cafaro, Cindy < cindy cafaro@ios.doi.gov > wrote:

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Chief of Staff
OCIO, U.S. Department of the Interior
Office phone: 202-208-2912
www.doi.gov/ocio

--

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Sent: Wed May 30 2018 05:55:29 GMT-0600 (MDT)

To: Oluwarotimi Abimbola <oluwarotimi\_abimbola@ios.doi.gov>

CC: David Alspach <a href="david\_alspach@ios.doi.gov">, "Tarr, Tomas" <tomas\_tarr@ios.doi.gov>

Subject: Re: Active Politicals as of 5-25-18 - Invitation to edit

Wonderful! So it will a living document. I really, really appreciate it!

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On Wed, May 30, 2018 at 7:54 AM, Oluwarotimi Abimbola <<u>oluwarotimi\_abimbola@ios.doi.gov</u>> wrote: | Good morning,

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Office phone: 202-208-2912
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Rotimi Abimbola Chief of Staff OCIO, U.S. Department of the Interior Office phone: 202-208-2912 www.doi.gov/ocio

#### Implementation plan

#### Attachments:

/13. Implementation plan/1.1 Implementation Plan.xlsx

/13. Implementation plan/3.1 FOIA Implementation Plan - formatted.xlsx

/13. Implementation plan/5.1 FOIA Implementation Plan - formatted csc.xlsx

## "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Fri May 11 2018 13:33:36 GMT-0600 (MDT)

To: "Burns, Sylvia" <sylvia\_burns@ios.doi.gov>, "Alspach, David" <david\_alspach@ios.doi.gov>

Subject: Implementation plan
Attachments: Implementation Plan.xlsx

Thanks again.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

## "Burns, Sylvia" <sylvia\_burns@ios.doi.gov>

From: "Burns, Sylvia" <sylvia\_burns@ios.doi.gov>
Sent: Fri May 11 2018 13:58:13 GMT-0600 (MDT)
To: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
CC: "Alspach, David" <david\_alspach@ios.doi.gov>

Subject: Re: Implementation plan

Attachments: FOIA Implementation Plan - formatted.xlsx

Here's the formatted version of the file. If you want to do hard returns within a cell, you hit "Alt" and "Enter" at the same time.

On Fri, May 11, 2018 at 3:33 PM, Cafaro, Cindy < cindy cafaro@ios.doi.gov > wrote:

Thanks again.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

--

Sylvia Burns, CIO

Office of the Chief Information Officer | US Department of the Interior sylvia\_burns@ios.doi.gov | Office: 202.208.6194 | Fax: 202-501-2360 www.doi.gov/ocio

Our mission is your mission

## "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Mon May 14 2018 07:51:43 GMT-0600 (MDT)

To: "Burns, Sylvia" <sylvia\_burns@ios.doi.gov>
CC: "Alspach, David" <david\_alspach@ios.doi.gov>

Subject: Re: Implementation plan

Attachments: FOIA Implementation Plan - formatted csc.xlsx

I've attached a new version with my office's piece now added in at the bottom, in advance of today's meeting. Thanks again.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

On Mon, May 14, 2018 at 7:27 AM, Cafaro, Cindy < cindy cafaro@ios.doi.gov > wrote:

It looks wonderful. And that's a great tip.

Thank you!

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

On Fri, May 11, 2018 at 3:58 PM, Burns, Sylvia < sylvia burns@ios.doi.gov > wrote:

Here's the formatted version of the file. If you want to do hard returns within a cell, you hit "Alt" and "Enter" at the same time.

On Fri, May 11, 2018 at 3:33 PM, Cafaro, Cindy < cindy cafaro@ios.doi.gov> wrote:

Thanks again.

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Sylvia Burns, CIO

Office of the Chief Informat on Officer | US Department of the Interior sylvia\_burns@ios.doi.gov | Office: 202.208.6194 | Fax: 202-501-2360 www.doi.gov/ocio

Our mission is your mission

OES FOIA Impleme ntation Plan Using Axcelera te						
OS FOIA	1. Identify any requests gathered from eERDMS for uploading to Axcelerate (use Beta Test Chart and Justin Davis Chart for list of these requests) and ask DMU support process. 2. Ask DMU support to upload requests specifically requested by SOL to be upload in first wave to Axcelerate (related reassignment FOIA requests). 3. Begin to review these requests in Axcelerate. 4. Conduct initial reviews on matters uploaded prior to go-live. 5. Review redactions with contractor to learn how to do programtic redactions. 6. Target at least 1 request to enter Legal Review.	gathered from eERDMS or that SOL has asked to be included 2. Ask DMU support to upload these requests into Axcelerate 3. Continue to review these requests	2. Ask DMU support to upload these requests into Axcelerate 3. Continue to review these requests in	gathered from eERDMS or that SOL has asked to be included 2. Ask DMU support to upload these requests into Axcelerate 3. Continue to review these requests in Axcelerate. 4. Continue to share packages with SOL for review 5. Begin to share packages with awareness reviewers. 6	requests into Axcelerate 3. Continue to review these requests in Axcelerate 4. Continue to share requests with SOL for review 5.	1. Ask DMU support to upload all requests received on or after June 18 into Axcelerate 2. Review these requests in Axcelerate 3. Share packages with SOL for review through Axcelerate. 4. Share packages with awareness reviewers through Axcelerate.
DIVIU	redactions with confractor to learn how to	Upload requests OS FOIA asked for. 2. Work with OCIO on streamlining.		<ol> <li>Upload requests OS FOIA asked for.</li> <li>Work with OCIO on streamlining. 3.</li> <li>Determine final conversion plan.</li> </ol>	Upload requests OS FOIA asked for.	Routinely upload requests that came in on June 18 or later.
OCIO	FOIA Policy staff, and contractor on identifying and activating helpful options. 3. Conduct initial reviews on matters uploaded prior to go-live. 4. Review redactions with	1. Work with OS FOIA, DMU, and Departmental FOIA Policy staff on implementing streamlining steps 2. Work with OS FOIA, DMU, Departmental FOIA Policy staff, and contractor on activating helpful options that weren't activated in previous week.	DMU, and Departmental	1. Work with OS FOIA, DMU, and Departmental FOIA Policy staff on streamlining steps. 2. Determine final conversion plan.	1. Implement final conversion plan.	Continue implementing final conversion plan, if needed.
1 501	Identify requests OS should ask to upload to Axcelerate.	Ito unload to Axcelerate 2 Review	Identify requests OS should ask to upload to Axcelerate 2. Review packages in Axcelerate.	Identify requests OS should ask to upload to Axcelerate 2. Review packages in Axcelerate.	Review packages in Axcelerate.	Review packages in     Axcelerate.

# **OES FOIA Implementation Plan Using Axcelerate**

Office	May 14 to 18	May 21 to 25	May 28 to June 1	June 4 to June 8	June 11 to June 15	June 18 to June 22
OS FOIA	<ol> <li>Identify any requests gathered from eERDMS for uploading to Axcelerate (use Beta Test Chart and Justin Davis Chart for list of these requests) and ask DMU support process.</li> <li>Ask DMU support to upload requests specifically requested by SOL to be upload in first wave to Axcelerate (related reassignment FOIA requests).</li> <li>Begin to review these requests in Axcelerate.</li> <li>Conduct initial reviews on matters uploaded prior to go-live.</li> <li>Review redactions with contractor to learn how to do programtic redactions.</li> <li>Target at least 1 request to enter Legal Review.</li> </ol>	1. Continue to identify requests gathered from eERDMS or that SOL has asked to be included 2. Ask DMU support to upload these requests into Axcelerate 3. Continue to review these requests in Axcelerate. 4. Begin to share packages with SOL for review.	1. Continue to identify requests gathered from eERDMS or that SOL has asked to be in the first wave 2. Ask DMU support to upload these requests into Axcelerate 3. Continue to review these requests in Axcelerate 4. Begin to share packages with SOL for review 5. Begin to share with awareness reviewers.	<ol> <li>Continue to identify requests gathered from eERDMS or that SOL has asked to be included</li> <li>Ask DMU support to upload these requests into Axcelerate</li> <li>Continue to review these requests in Axcelerate.</li> <li>Continue to share packages with SOL for review</li> <li>Begin to share packages with awareness reviewers.</li> <li>Determine final conversion plan.</li> </ol>	1. Continue to identify requests gathered from eERDMS or that SOL has asked to be included 2. Ask DMU support to upload these requests into Axcelerate 3. Continue to review these requests in Axcelerate 4. Continue to share requests with SOL for review 5. Share with awareness reviewers 6. Prepare to use streamlined process to routinely include requests that came in on June 18 or later in Axcelerate.	1. Ask DMU support to upload all requests received on or after June 18 into Axcelerate 2. Review these requests in Axcelerate 3. Share packages with SOL for review through Axcelerate. 4. Share packages with awareness reviewers through Axcelerate.
DMU	<ol> <li>Upload requests OS FOIA supplied.</li> <li>Work with OCIO on streamlining.</li> <li>Review redactions with contractor to learn how to do programtic redactions.</li> </ol>	Upload requests OS FOIA asked for.     Work with OCIO on streamlining.	Upload requests OS FOIA     asked for.     Work with OCIO on     streamlining.	<ol> <li>Upload requests OS FOIA asked for.</li> <li>Work with OCIO on streamlining.</li> <li>Determine final conversion plan.</li> </ol>	Upload requests OS FOIA asked for.	1. Routinely upload requests that came in on June 18 or later.
OCIO	1. Work with OS FOIA, DMU, and Departmental FOIA Policy staff on streamlining steps for upload process. 2. Work with OS FOIA, DMU, Departmental FOIA Policy staff, and contractor on identifying and activating helpful options. 3. Conduct initial reviews on matters uploaded prior to go-live. 4. Review redactions with contractor to learn how to do programtic redactions. 5. Verify de-duplication functionality.	1. Work with OS FOIA, DMU, and Departmental FOIA Policy staff on implementing streamlining steps 2. Work with OS FOIA, DMU, Departmental FOIA Policy staff, and contractor on activating helpful options that weren't activated in previous week.	1. Work with OS FOIA, DMU, and Departmental FOIA Policy staff on streamlining steps	Work with OS FOIA, DMU, and Departmental FOIA Policy staff on streamlining steps.     Determine final conversion plan.	1. Implement final conversion plan.	Continue implementing final conversion plan, if needed.
SOL	Identify requests OS should ask to upload to Axcelerate.	Identify requests OS should ask to upload to Axcelerate 2. Review packages in Axcelerate.	Identify requests OS should ask to upload to Axcelerate     Review packages in Axcelerate.	Identify requests OS should ask to upload to Axcelerate     Review packages in Axcelerate.	1. Review packages in Axcelerate.	Review packages in Axcelerate.

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FOIA tracker - Field descriptions

## "Webster, Sulafa" <sulafa\_webster@ios.doi.gov>

From: "Webster, Sulafa" <sulafa\_webster@ios.doi.gov>
Sent: Thu May 10 2018 10:23:35 GMT-0600 (MDT)
To: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
CC: Clarice Julka <clarice\_julka@ios.doi.gov>
Subject: Re: FOIA tracker - Field descriptions

1.0 - Intake and Initial Response

2.0 - Search

3.0 - Record Processing

4.0 - Review 5.0 - Awareness 6.0 - Out-processing 7.0 - Litigation

On Thu, May 10, 2018 at 9:43 AM, Cafaro, Cindy <cindy cafaro@ios.doi.gov> wrote:

Hi, Sulafa. I've made some fast changes and look forward to speaking with you today. Thanks.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

On Wed, May 9, 2018 at 10:37 AM, Webster, Sulafa <<u>sulafa\_webster@ios.doi.gov</u>> wrote: | Hello Cindy and Clarice,

Thank you for a great discussion yesterday on the <u>FOIA tracker</u>. I made a few updates based on our conversation. Can you please add content into the Field descriptions tab? Please provide content in columns C and D of the tab. I entered some content too. Feel free to edit or tweak as you see fit.

I will also get you a draft of the task sheet tracker by COB today.

Thank you,

Sulafa

--

Sulafa S. Webster

Capital Planner

Booz Allen Hamilton - Contractor U.S. Department of the Interior

Office of the Chief Information Officer | Strategy, Portfolio Planning and Integration Branch

Office Phone: 202-513-7792 | Email: sulafa webster@ios.doi.gov

Telework Day: Tuesday

Sulafa S. Webster Capital Planner

Booz Allen Hamilton - Contractor U.S. Department of the Interior

Office of the Chief Information Officer | Strategy, Portfolio Planning and Integration Branch

Office Phone: 202-513-7792 | Email: sulafa\_webster@ios.doi.gov

Telework Day: Tuesday

## "Webster, Sulafa" <sulafa\_webster@ios.doi.gov>

From: "Webster, Sulafa" <sulafa\_webster@ios.doi.gov>
Sent: Thu May 10 2018 12:58:22 GMT-0600 (MDT)

To: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>, Clarice Julka <clarice\_julka@ios.doi.gov>

CC: Jamie Burley <Jamie\_Burley@ios.doi.gov>
Subject: Re: FOIA tracker - Field descriptions

Hello again,

Thanks for another great conversation today. Clarice, sorry about the phone issues earlier.

Below are the actions from our meeting:

#### Here is the FOI tracker

- · I made the updates we discussed.
- · Cindy: Please update the field descriptions.
- Dashboard: I will get a list of possible metrics and schedule a meeting to review early next week.
- · All except dashboard will be ready by 5/14.

## Here is the FOI task log

- · Cindy and Clarice: Please send the task area breakdowns to me
- Sulafa: work on creating totals per week and per month,if possible.
- Will shoot to have this log done by 5/21.

Please let me know if you have any questions or concerns.

Thank you,

Sulafa

On Thu, May 10, 2018 at 12:23 PM, Webster, Sulafa <sulafa webster@ios.doi.gov> wrote:

- 1.0 Intake and Initial Response
- 2.0 Search
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Sulafa S. Webster

Capital Planner

Booz Allen Hamilton - Contractor

U.S. Department of the Interior

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Office Phone: 202-513-7792 | Email: sulafa webster@ios.doi.gov

Telework Day: Tuesday

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Telework Day: Tuesday

Sulafa S. Webster Capital Planner Booz Allen Hamilton - Contractor U.S. Department of the Interior

Office of the Chief Information Officer | Strategy, Portfolio Planning and Integration Branch

Office Phone: 202-513-7792 | Email: sulafa webster@ios.doi.gov

Telework Day: Tuesday

## "Webster, Sulafa" <sulafa\_webster@ios.doi.gov>

From: "Webster, Sulafa" <sulafa webster@ios.doi.gov> Sent: Fri May 11 2018 07:25:30 GMT-0600 (MDT)

To: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>, Clarice Julka <clarice\_julka@ios.doi.gov>

Jamie Burley <Jamie\_Burley@ios.doi.gov> CC: Subject: Re: FOIA tracker - Field descriptions

Also, in the FOIA tracker -> 'FOIA Process' tab, please enter details on what falls under the awareness review. Alternatively, you can email me the details and I can enter it.

On Thu, May 10, 2018 at 2:58 PM, Webster, Sulafa <sulafa webster@ios.doi.gov> wrote: Hello again,

Thanks for another great conversation today. Clarice, sorry about the phone issues earlier.

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Thank you,

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Telework Day: Tuesday

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Telework Day: Tuesday

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Sulafa S. Webster Capital Planner

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Office of the Chief Information Officer | Strategy, Portfolio Planning and Integration Branch

Office Phone: 202-513-7792 | Email: sulafa\_webster@ios.doi.gov

Telework Day: Tuesday

## "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Mon May 14 2018 09:03:17 GMT-0600 (MDT)

To: "Webster, Sulafa" <sulafa\_webster@ios.doi.gov>
CC: Clarice Julka <clarice\_julka@ios.doi.gov>
Subject: Re: FOIA tracker - Field descriptions

Hi, Sulafa. Forgive me if you're getting this information twice, but I did update this at the end of last week and think it is ready for the next step. Thanks again.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

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Telework Day: Tuesday

## "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Mon May 14 2018 09:07:30 GMT-0600 (MDT)
To: "Webster, Sulafa" <sulafa\_webster@ios.doi.gov>

CC: Clarice Julka <clarice\_julka@ios.doi.gov>, Jamie Burley <Jamie\_Burley@ios.doi.gov>

Subject: Re: FOIA tracker - Field descriptions

Hi, Sulafa. I updated both of these on Friday (as you may have seen). Unless Clarice or Jamie have suggested changes (please feel free), I think my piece is set for now.

Thank again.

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Telework Day: Tuesday

## "Webster, Sulafa" <sulafa\_webster@ios.doi.gov>

From: "Webster, Sulafa\_webster@ios.doi.gov>
Sent: Mon May 14 2018 09:14:31 GMT-0600 (MDT)
To: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

CC: Clarice Julka <clarice\_julka@ios.doi.gov>, Jamie Burley <Jamie\_Burley@ios.doi.gov>

Subject: Re: FOIA tracker - Field descriptions

Good morning Cindy,

Thank you for the updates. The only missing information is in the 'FOIA Process' tab of the <u>FOIA tracker</u>. We need some details for the Awareness review section. Otherwise the FOIA tracker - phase 1 is done. Will you be presenting it today?

Please note, I hide the 'Dashboard' tab. I will provide you a list of possible metrics this week.

I am also working on the FOIA task log.

Thank you,

Sulafa

On Mon, May 14, 2018 at 11:07 AM, Cafaro, Cindy <cindy cafaro@ios.doi.gov> wrote:

Hi, Sulafa. I updated both of these on Friday (as you may have seen). Unless Clarice or Jamie have suggested changes (please feel free), I think my piece is set for now.

Thank again.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

On Thu, May 10, 2018 at 2:58 PM, Webster, Sulafa <<u>sulafa\_webster@ios.doi.gov</u>> wrote: | Hello again,

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- Cindy: Please update the field descriptions.
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- · Cindy and Clarice: Please send the task area breakdowns to me
- · Sulafa: work on creating totals per week and per month,if possible.
- Will shoot to have this log done by 5/21.

Please let me know if you have any questions or concerns.

Thank you,

#### Sulafa

On Thu, May 10, 2018 at 12:23 PM, Webster, Sulafa <<u>sulafa webster@ios.doi.gov</u>> wrote:

1.0 - Intake and Initial Response

2.0 - Search

3.0 - Record Processing

4.0 - Review

5.0 - Awareness

6.0 - Out-processing

7.0 - Litigation

On Thu, May 10, 2018 at 9:43 AM, Cafaro, Cindy < cindy cafaro@ios.doi.gov > wrote:

Hi, Sulafa. I've made some fast changes and look forward to speaking with you today.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

On Wed, May 9, 2018 at 10:37 AM, Webster, Sulafa <<u>sulafa webster@ios.doi.gov</u>> wrote: Hello Cindy and Clarice,

Thank you for a great discussion yesterday on the FOIA tracker. I made a few updates based on our conversation. Can you please add content into the Field descriptions tab? Please provide content in columns C and D of the tab. I entered some content too. Feel free to edit or tweak as you see fit.

I will also get you a draft of the task sheet tracker by COB today.

Thank you,

Sulafa

Sulafa S. Webster

Capital Planner

Booz Allen Hamilton - Contractor U.S. Department of the Interior

Office of the Chief Information Officer | Strategy, Portfolio Planning and Integration Branch

Office Phone: 202-513-7792 | Email: sulafa\_webster@ios.doi.gov

Telework Day: Tuesday

Sulafa S. Webster

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## "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Mon May 14 2018 09:25:45 GMT-0600 (MDT)
To: "Webster, Sulafa" <sulafa\_webster@ios.doi.gov>

CC: Clarice Julka <clarice\_julka@ios.doi.gov>, Jamie Burley <Jamie\_Burley@ios.doi.gov>

Subject: Re: FOIA tracker - Field descriptions

Thank you, Sulafa. I've made added information to that section-I hope it works for everyone.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

On Mon, May 14, 2018 at 11:14 AM, Webster, Sulafa <<u>sulafa webster@ios.doi.gov</u>> wrote: Good morning Cindy,

Thank you for the updates. The only missing information is in the 'FOIA Process' tab of the <u>FOIA tracker</u>. We need some details for the Awareness review section. Otherwise the FOIA tracker - phase 1 is done. Will you be presenting it today?

Please note, I hide the 'Dashboard' tab. I will provide you a list of possible metrics this week.

I am also working on the FOIA task log.

Thank you,

Sulafa

On Mon, May 14, 2018 at 11:07 AM, Cafaro, Cindy < cindy cafaro@ios.doi.gov > wrote:

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Office Phone: 202-513-7792 | Email: sulafa\_webster@ios.doi.gov

Telework Day: Tuesday

**Draft as discussed** 

Attachments:

/20. Draft as discussed/1.1 Implementation Plan.xlsx

## "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

 From:
 "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

 Sent:
 Wed May 09 2018 10:32:24 GMT-0600 (MDT)

 To:
 "Alspach, David" <david\_alspach@ios.doi.gov>

Subject: Draft as discussed
Attachments: Implementation Plan.xlsx

Thanks again.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

# OES FOIA Implementation Plan Using Accelerate

Office	May 14 to 18	May 21 to 25	May 28 to June 1	June 4 to June 8	June 11 to June 15	June 18 to June 22
OS FOIA	1. Identify any requests gathered from eERDMS for uploading to Accelerate (use Beta Test Chart and Justin Davis Chart for list of these requests) and ask DMU support to upload these in 2. Ask DMU support to upload requests specifically requested by SOL to be upload in first wave to Accelerate (Clarice has a list) 3. Begin to review these requests in Accelerate	**	1. Continue to identify requests gathered from eERDMS or that SOL has asked to be in the first wave 2. Ask DMU support to upload these requests into accelerate 3. Continue to review these requests in Accelerate 4. Begin to share requests with SOL for review 5. Begin to share with awareness reviewers	from eERDMS or that SOL has asked to be included 2. Ask DMU support to upload these requests into accelerate 3.	1. Continue to identify requests gathered from eERDMS or that SOL has asked to be included 2. Ask DMU support to upload these requests into accelerate 3. Continue to review these requests in Accelerate 4. Continue to share requests with SOL for review 5. Share with awareness reviewers 6. Prepare to use streamlined process to routinely include requests that came in on June 18 or later in Accelerate	<ol> <li>Ask DMU support to upload all requests received on or after June 18 into Accelerate</li> <li>Review these requests in Accelerate 3.</li> <li>Share requests with SOL for review 5. Share with awareness reviewers</li> </ol>
DMU	1. Upload in requests OS FOIA asked for 2. Work with OCIO on streamlining	<ol> <li>Upload in requests OS FOIA asked for 2.</li> <li>Work with OCIO on streamlining</li> </ol>	<ol> <li>Upload in requests OS FOIA asked for</li> <li>Work with OCIO on streamlining</li> </ol>	<ol> <li>Upload in requests OS FOIA asked for</li> <li>Work with OCIO on streamlining</li> </ol>	Upload in requests OS FOIA asked for	upload in requests OS FOIA asks
OCIO SOL	<ol> <li>Work with OS FOIA, DMU, and Departmental FOIA Policy staff on streamlining steps for upload process</li> <li>Work with OS FOIA, DMU, Departmental FOIA Policy staff, and contractor on identifying and activating helpful options (e.g., deduplication)</li> <li>Identify requests OS should ask to upload to Accelerate</li> </ol>	1. Work with OS FOIA, DMU, and Departmental FOIA Policy staff on streamlining steps 2. Work with OS FOIA, DMU, Departmental FOIA Policy staff, and contractor on activating helpful options that weren't activated in previous week 1. Identify requests OS should ask to upload to Accelerate 2. Review packages in Accelerate	<ol> <li>Work with OS FOIA, DMU, and Departmental FOIA Policy staff on streamlining steps</li> <li>Identify requests OS should ask to upload to Accelerate 2. Review packages in Accelerate</li> </ol>	1. Work with OS FOIA, DMU, and Departmental FOIA Policy staff on streamlining steps 1. Identify requests OS should ask to upload to Accelerate 2. Review packages in Accelerate	N/A  1. Identify requests OS should ask to upload to Accelerate 2. Review packages in Accelerate	N/A  1. Identify requests OS should ask to upload to Accelerate 2. Review packages in Accelerate

## Awareness draft for your review

## Attachments:

/21. Awareness draft for your review/1.1 4 19 Meeting Draft FOIA Memo 5.9.18.docx

## "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Wed May 09 2018 06:46:44 GMT-0600 (MDT)

To: "Irish, Tony" <tony.irish@sol.doi.gov>

CC: Timothy Murphy <timothy.murphy@sol.doi.gov>, Rachel Spector <rachel.spector@sol.doi.gov>

Subject: Awareness draft for your review

Attachments: 4 19 Meeting Draft FOIA Memo 5.9.18.docx

Thanks again.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

## Intra-agency, Predecisional, Deliberative

## Memorandum

To: Assistant Secretaries

Heads of Bureaus and Offices Bureau/Office FOIA Officers

From: Cindy Cafaro

Departmental FOIA Officer

Subject: Awareness Process for Freedom of Information Act Productions

For more than 6 years, the Department of the Interior (Department) leadership has had awareness of Freedom of Information Act (FOIA) releases on a case-by-case basis. Given the the unprecedented number of incoming FOIA requests, and increased litigation the Department has faced in the past year, we are now formalizing the awareness process, as follows, to ensure it is consistent and effective.



## (b)(5)

<sup>2</sup> In Fiscal Year (FY) 2016, the Department received 6,428 FOIA requests. In FY 2017, the Department received 8,005 FOIA requests. In FY 2018, to date, the Department has received more than 5,000 FOIA requests. Some Bureaus have particularly large increases in FOIA requests. For example, in FY 2016, the Office of the Secretary (OS) received 512 FOIA requests. In FY 2017, OS received 1,226 FOIA requests. In FY 2018, to date, OS has received more than 1,000 FOIA requests. For more information on previous fiscal years, see the Department's FOIA Annual Reports.

<sup>3</sup> For example, in FY 2016, 24 FOIA cases were filed that were handled by the Office of the Solicitor's Division of General Law (DGL). In FY 2017, 59 FOIA cases were filed that were handled by DGL. In FY 2018, to date, more than 40 FOIA cases have been filed that are being handled by DGL.

<sup>4</sup> Please note that this policy, in its entirety, does not apply to the Office of Inspector General's (OIG) FOIA personnel or processes. Other Bureaus should continue, however, to consult with OIG as they normally would for any documents that originated with or contain reference to OIG business, including OIG investigations, audits, or inspections. See 43 C.F.R. § 2.13(b) (requiring a Bureau—other than OIG—that receives a request for records in its possession that another Bureau created or is substantially concerned with to either (1) consult with the other Bureau before deciding whether to release or withhold the records; or (2) refer the request, along with the records, to that other Bureau for direct response).

<sup>5</sup> See <u>383 DM 15</u> § 15.6.H (outlining the responsibilities of the office and/or employee that will be making a final decision on a particular FOIA request).

<sup>6</sup> See 383 DM 15 § 15.6.L (outlining the responsibilities of all employees of the Department to respond promptly and accurately to FOIA-related requests).



- 5) FOIA personnel search responsive emails for the names of current Presidentially Appointed, Senate Confirmed (PAS) and/or Schedule C employees.
- 6) If the names of current PAS and/or Schedule C employees are identified:
  - i. FOIA personnel notify each PAS and/or Schedule C employee identified in responsive emails (Reviewer) and provide the Reviewer access to the full set of responsive records (in the same format and with the same withholdings that have been approved, as appropriate, by SOL or the Office of Inspector General).<sup>9</sup>
  - ii. FOIA personnel simultaneously include a SOL attorney (when applicable, the SOL attorney that reviewed proposed redactions and/or is handling related FOIA litigation) on the notification discussed above.
  - iii. Each Reviewer has up to 72 hours to review the responsive records.
    - a. If a Reviewer needs a reasonable amount of additional time to review the responsive records, he/she must inform the FOIA personnel (b) (5) within 72 hours.
    - b. If a Reviewer does not reply to the FOIA personnel (b) (5) within 72 hours, the Reviewer's silence will be taken as an affirmation that the Reviewer has concluded his/her review.
- 7) FOIA personnel respond to the FOIA requester in accordance with their usual response process, (b) (5)

As you know, FOIA is a statutory requirement, and full and timely compliance with your FOIA obligations is expected. The awareness process discussed above does not change the Department's statutory or, when applicable, litigation deadlines and must be conducted within those existing deadlines.

If you need assistance with a particular FOIA request, please contact your Bureau FOIA Officer using the information found at <a href="https://www.doi.gov/foia/contacts">https://www.doi.gov/foia/contacts</a>. If you have general FOIA questions, please contact me at (202) 208-5342 or <a href="mailto:cindy\_cafaro@ios.doi.gov">cindy\_cafaro@ios.doi.gov</a>.

<sup>&</sup>lt;sup>7</sup> See <u>5 U.S.C. §§ 552(a)(8) & (b)</u> (outlining FOIA exemptions and foreseeable harm); <u>43 C.F.R. § 2.13(b)</u>; see also 383 DM 15 § 15.6.H.

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## Intra-agency, Predecisional, Deliberative

cc: Sylvia Burns, Chief FOIA Officer Timothy Murphy, Acting Deputy Solicitor, Division of General Law, Office of the Solicitor FOIA Contacts

Draft awareness process memo for your review

#### Attachments:

/23. Draft awareness process memo for your review/1.1 4 19 Meeting Draft FOIA Memo 5.8.18..docx

## "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Wed May 09 2018 05:34:51 GMT-0600 (MDT)
To: Juliette Lillie <ipuliette\_lillie@ios.doi.gov>

Subject: Draft awareness process memo for your review Attachments: 4 19 Meeting Draft FOIA Memo 5.8.18..docx

Hi, Julie. Here's the draft, per your request. Thanks for reviewing this.

Since Friday, this draft, or slightly earlier versions of it, has been reviewed by David (although I will be waiting to hear back from him before I take it final); Mary, Stefanie, and Greg of OIG; Rob, Shane, and Steve of OES; and Tony. I have not heard back from Sylvia yet and I will reach out to her today. Tony and Rachel of SOL will be looking at this version today, and Tim may too.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

## Intra-agency, Predecisional, Deliberative

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To: Assistant Secretaries

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## Intra-agency, Predecisional, Deliberative

cc: Sylvia Burns, Chief FOIA Officer Timothy Murphy, Acting Deputy Solicitor, Division of General Law, Office of the Solicitor FOIA Contacts

Outline

Attachments:

/30. Outline/1.1 OS FOIA Processing Flow Charts.pptx

## "Howarth, Robert" <robert\_howarth@ios.doi.gov>

From: "Howarth, Robert" <robert\_howarth@ios.doi.gov>
Sent: Thu May 03 2018 14:48:37 GMT-0600 (MDT)

To: Cindy Cafaro <cindy\_cafaro@ios.doi.gov>, Clarice Julka <clarice\_julka@ios.doi.gov>

Subject: Outline

Attachments: OS FOIA Processing Flow Charts.pptx

Hello Clarice and Cindy. Below is what we need to work on tomorrow, (perhaps even this weekend) and into next week. This has been provided to SOL...they are meeting with David at 8:15 tomorrow morning.

(b) (6) will not be arriving the office until 11:00. Until then, the two of you will have to work together on #1 and we will regroup when I get into the office to see where we are. We need to get Julie our draft by COB tomorrow.

1) Complete documenting current processing steps and protocols - Complete by 5/7 (Julie and SOL will need to see by COB Friday 5/4). In our narrative (remember, Tim wants narrative...legal brief?), we may want to contrast with past practices...utilize overview process Cindy created and PowerPoint attached

Overview via Clarice:

FOIA Requests comes in via email, fax, or mail (who collects, reviews, etc?):

Administrative staff logs (how many staff?) in request into EFTS, create electronic folder and physical folder. With FOIA officer, determination is made to determine whether requests are perfected and sufficiently clarified.

Searches (by who and how many?) are sent out via email to appropriate custodians.

Acknowledgement letters were sent to requester (by who, how often).

Follow-up with custodians was done on periodic basis, usually weekly (what no and why?)

At the same time, simple requests were handled by administrative staff with FOIA officer.

When records are complete or if doing rolling productions, FOIA officer assigns requests to processor. Processors normally were assigned no more than 5-10 requests. Each processor reviewed the records in order based on chronological order in processing tracks.

Once reviewed, processors would conduct any necessary equity reviews. Once all equity reviews were completed, processors would consult with SOL, if needed.

Once records are returned from SOL, processors would finalize the package and prepare for release. For limited number of requests on selected tracks, FOIA officer would conduct 24 hour awareness review.

Package is released to requester. On a weekly basis, releases would be posted to OS FOIA Library if appropriate.

- 2) Identify areas for improving processing and program management consistent with SOL guidance Complete by 5/14
- 3) Implement improvements and standard operating procedures consistent with SOL guidance Complete by Complete by 5/18

Thanks, Rob

-

Robert Howarth
Deputy Director for Correspondence and FOIA Management
Office of the Executive Secretariat and Regulatory Affairs
Department of the Interior
1849 C Street, NW
Washington, DC 20240
202-208-3181
202-208-4451 (direct)
202-549-8961 (cell)



# DOI OS FOIA Processing Flow Charts

By: Richard Ha, FOIA Specialist
Cindy Sweeny, FOIA Executive Administrative Assistant
Clarice Julka, FOIA Officer

1. Early Processing

Determine if FOIA request belongs to your component.

Forward any request or parts meant for other DOI components ASAP

Req. corrects. Other DOI components have records. Clock restarts.

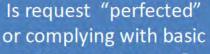
FOIA requires response in 20 bus. days. 20 bus. day "clock" begins earlier of date your DOI component receives FOIA request, or 10 business days after any DOI component receives it.

## Consequences of missing deadline:

- No search or duplication fees
- Admin appeal
- attorney fees and litigation costs
- Special Counsel proceeding

Assign tracking number and place into DOI EFTS.

 Upload request to EFTS.



## FOIA requirements?

Requester should include:

- 1) Reasonable description of records sought
- 2) Statement of willingness to pay up to <u>estimated</u> fees, fee waiver request, or necessary advance payment (+\$250 and first-time/delinquent requester)

No. Clock stops.

Stops once for 1). Stops repeated for 2

Yes

Give requester 20 bus. days to correct

Close FOIA request.

Update EFTS and upload FOIA response letter Req. corrects. Your DOI component has records.

Clock restarts.

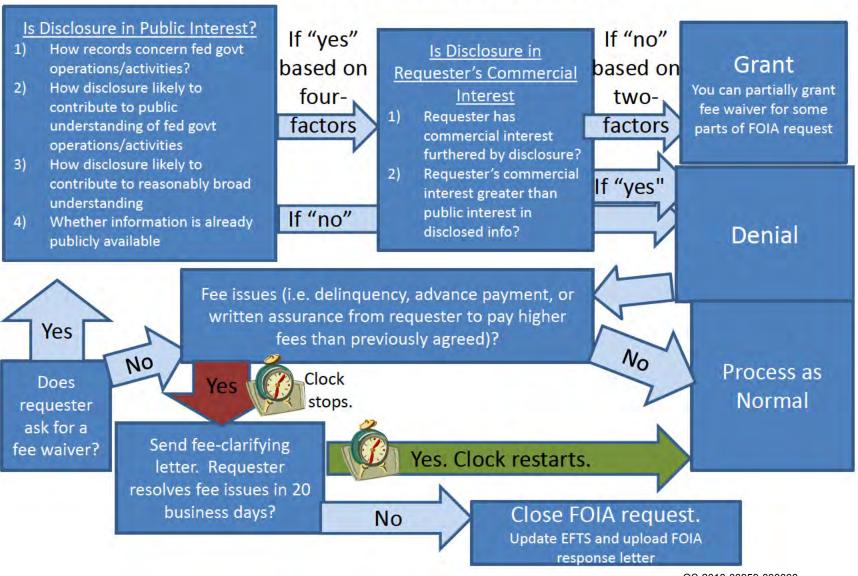
## Send Acknowledgement Letter w/:

- Quotation of requested info
- Date received by your component, DOI, or perfected
- Fee category
- Processor contact info
- If requiring search through field office, voluminous, <u>or</u> consult with another fed govt agency/ DOI component, 10 bus. day "clock" extension
- Deferral, denial, or grant of fee waiver, expedited processing, and/or grounds

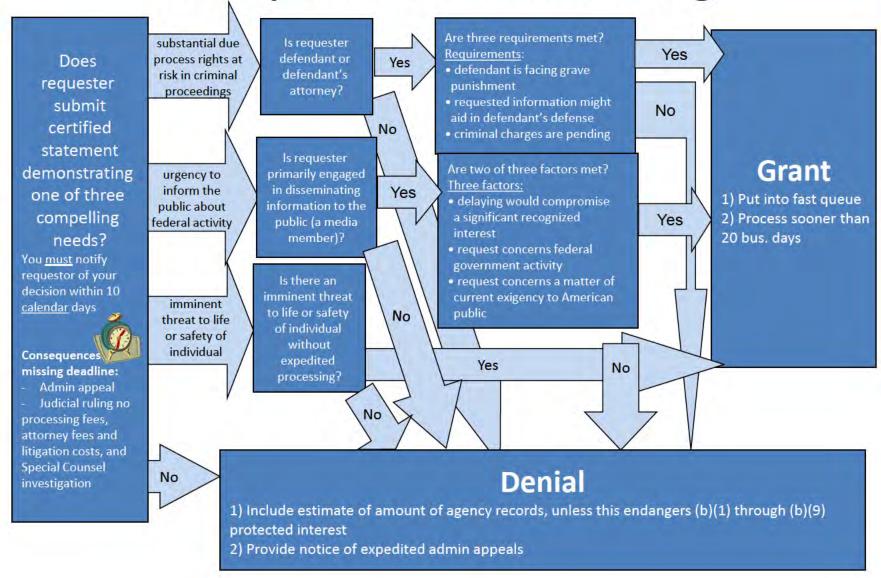
OS-2018-00959-000059



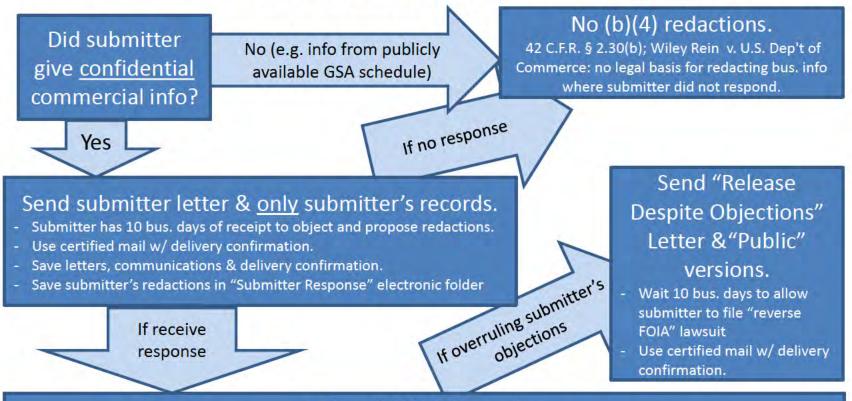
## 2. Fees and Fee Waivers



3. Expedited Processing



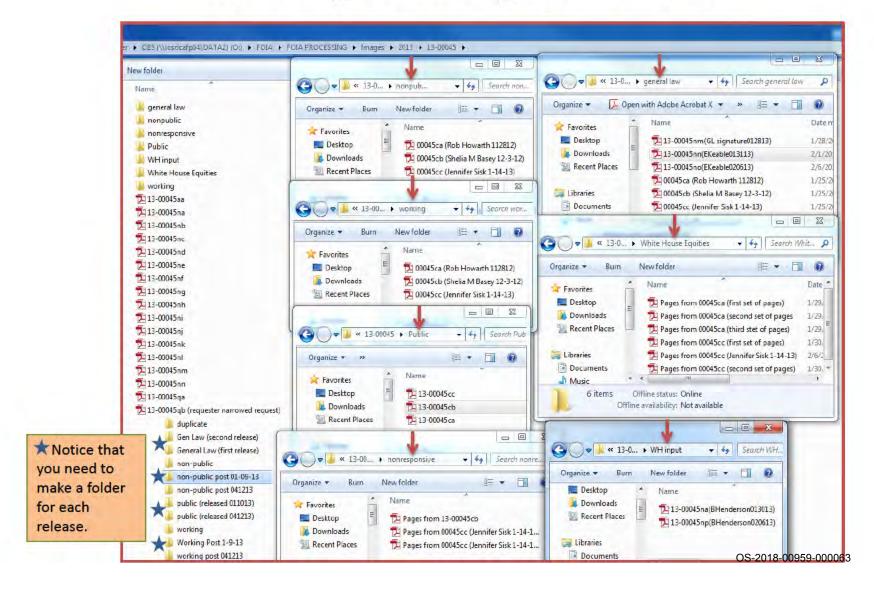
# 4. Submitter Notification & Exemption 4



## Redact (b)(4) information

- Release: 1) DUNS, CAGE, and (most of the time) TIN numbers; 2) contract information also on fbo.gov; 3) total amounts of contracts and modifications; 4) CLIN prices, quantities, and value if CLIN price same in GSA schedules; 5) total/CLIN prices of exercised options; 6) total/CLIN "over and above" prices; 7) past "wrap-around rates" or labor rates predating previous five years; 8) subcontracted amounts to small disadvantaged businesses
- Redact: 1) <u>unincorporated proposals in full; 2) CLIN prices not in GSA schedules, usaspending/FPDS-NG, for exercised options, and "over and above"; 3) CLIN/total prices of <u>unexercised options</u>; 4) vendor/subcontractor CLIN prices; 5) hourly labor rates unless in GSA Schedule.
  </u>

# 5. Organizing Records



# 5. Naming Conventions

## **Folder names:**

- 13-00XXX = top-level FOIA request folder
- **nonpublic =** clean, unaltered responsive documents
- working = redacted, revised responsive documents
- **public =** final, public responsive documents
- equities = equities from White House or other fed govt agencies
- input = input or redactions from White House or other fed govt agencies
- general law = General Law's redactions and input
- **Submitter response –** submitter's redactions to responsive documents
- Note: a FOIA request with multiple partial releases would require a **nonpublic, working, and public folder** for each release.

## **Responsive Documents:**

- 13-00XXXc(a-z) = public docs, continue with c(aa, ab-zz).
- **00XXXc(a-z) (person giving records and date received) = non-final docs, continue with c(aa, ab-zz).**

## **Records names:**

- q(a-z) = requester's letters, email, etc. to government, continue with q(aa, ab-zz)
- a(a-z) = government's letters, email, etc. to requester, continue with a(aa, ab-zz)
- **n(a-z)** = government notes (internal), continue with **n(aa, ab-zz)**
- b(a-z) = billing records, continue with b(aa, ab-zz).
- p(a-z) = appeal records, continue with p(aa, ab-zz).
- s(a-z) = lawsuit records, continue with s(aa, ab-zz).
- **sub(a-z)** letters, emails, etc. to submitters, continue with **sub(aa, ab-zz)**.
- **subq(a-z)** submitters' letters, emails, etc. to government, continue with **sub(aa, ab-zz)**.

# 5. Organizing Responsive Docs

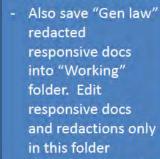
Save responsive docs in "Nonpublic" folder never to be edited

- Save as OOXXXc(a-z) (person giving records and date received). Continue with 00XXXc(aa, ab-zz). Doc names and unaltered responsive docs are for reference or in case of appeal/ litigation
- Use Adobe's Find function after OCR/ "Recognize Text" to make searching for and redacting terms and names easier

Copy and paste "Nonpublic" responsive docs into "Working" folder.

- Redact and add comments to "Working" responsive docs
- Extract "duplicates" or "non-responsive" pages into own folders
- If WH or other fed govt equities, extract into own folders
- Save WH/ other fed govt input in own folders
- Save submitter's redactions into "submitter response" folder

Save "Gen Law" redacted responsive docs and comments into own folder, never to edit.

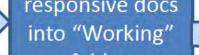


For reference and in case of appeal/ litigation, we always have Gen Law's unaltered input and our "Working" responsive docs with both Gen Law and our comments

When "Working" responsive docs are final, use Adobe's "Apply Redactions" and "Remove Hidden Information" functions.

- Save in "Public" folder as simply 13-00XXXca(a-z). Add year, and do not include name and date in doc name.
- Unsaved "Working" versions should still have redactions and comments for reference and in case of appeal/litigation
- Send out response letters with "Public" responsive documents and Bill of Collection (save as 13-OOXXXba)
- Update EFTS and upload response letters to EFTS.

OS-2018-00959-000065











Invitation: AECA Review & Redaction Session 2 @ Thu May 3, 2018 2pm - 3pm (EDT) (cindy\_cafaro@ios.doi.gov)

#### Attachments:

/32. Invitation: AECA Review & Redaction Session 2 @ Thu May 3, 2018 2pm - 3pm (EDT)

(cindy cafaro@ios.doi.gov)/1.1 invite.ics

/32. Invitation: AECA Review & Redaction Session 2 @ Thu May 3, 2018 2pm - 3pm (EDT)

(cindy\_cafaro@ios.doi.gov)/1.2 invite.ics

## David Alspach <david alspach@ios.doi.gov>

From: David Alspach <david\_alspach@ios.doi.gov>
Sent: Thu Apr 26 2018 13:02:18 GMT-0600 (MDT)

To: cindy\_cafaro@ios.doi.gov, jamie\_burley@ios.doi.gov, jamie\_aguilar@ios.doi.gov,

ngoc\_nguyen@ios.doi.gov

Subject: Invitation: AECA Review & Redaction Session 2 @ Thu May 3, 2018 2pm - 3pm (EDT)

(cindy\_cafaro@ios.doi.gov)

Attachments: invite.ics invite.ics

## AECA Review & Redaction Session 2

more details »

Everyone,

This is session 2 of the first class. Again, Jamie A just for system availability awareness.

Thanks, Dave A,

When Thu May 3, 2018 2pm - 3pm Eastern Time

Where IBC-SIB IM Conference Bridge (b) (5) OS-OCIO Magnolia Conference Room 7013 MIB (map)

Video call (b) (5

Calendar cindy cafaro@ios.doi.gov

Who • david alspach@ios.do

david\_alspach@ios.doi.gov - organizer

- jamie\_burley@ios.doi.gov
- jamie\_aguilar@ios.doi.gov
- cindy\_cafaro@ios.doi.gov
- ngoc\_nguyen@ios.doi.gov

Going? Yes - Maybe - No more options »

Invitation from Google Calendar

You are receiving this email at the account cindy cafaro@ios.doi.gov because you are subscribed for invitations on calendar cindy cafaro@ios.doi.gov.

To stop receiving these emails, please log in to https://www.google.com/calendar/ and change your notification settings for this calendar.

Forwarding this invitation could allow any recipient to modify your RSVP response. Learn More.

david\_alspach@ios.doi.gov jamie butlev@ios.doi.gov: jamie agu lar@ios.doi.gov: david\_alspach@ios.doi.gov: cindv\_cafaro@ios.doi.gov: ngoc\_nguven@ios.doi.gov RECR Review & Redract on Sess on 2 Thursday, May 03, 2018 2:00:00 PM Thursday, May 03, 2018 3:00:00 PM IBC-SIB IM Conference Bridge 07 (5)

From: To: Subject: Start: End: Location:

Everyone,

This is session 2 of the first class. Again, Jamie A just for system availability awareness.

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This event has a Google Hangouts video call.

Join 10 (5)

View your event a [b) (5)

From: To: Subject: Start: End: Location:

david\_alspach@ios.doi.gov jamie butev@es.doi.gov: jamie agu lar@ios.doi.gov: david\_alspach@ios.doi.gov: cindv\_cafaro@ios.doi.gov: ngoc.nguven@ios.doi.gov RECR Review & Redract no Sess on 2 Thursday, May 03, 2018 2:00:00 PM Thursday, May 03, 2018 3:00:00 PM IBC-SIB IM Conference Bridge (D) (S)

OS-OCIO Magnolia Conference Room 7013 MIB

Everyone,

This is session 2 of the first class. Again, Jamie A just for system availability awareness.

-the interest is the interest of the description. Please do not edit this section of the description.

This event has a Google Hangouts video call.

Join [6] (5)

View your event a [6] (6)

attached

Attachments:

/35. attached/1.1 steps.docx

## "Julka, Clarice" <clarice\_julka@ios.doi.gov>

From: "Julka, Clarice" <clarice\_julka@ios.doi.gov>
Sent: Mon Apr 23 2018 12:52:37 GMT-0600 (MDT)
To: Cindy Cafaro <cindy\_cafaro@ios.doi.gov>

Subject: attached Attachments: steps.docx

?

Clarice Julka
Department of the Interior
Office of the Secretary, FOIA Office
1849 C Street, NW, MS-7328
Washington, D.C. 20240
Clarice Julka@ios.doi.gov
(202) 513-0765 - phone
(202) 208-6045 - direct line
(202) 219-2374 - fax

Intake:
Log request into EFTS
Determine tracking
Determine if perfected
Evaluate Fee issues
Evaluate Expedited Processing
Prepare paper folder and save request
Prepare electronic folder and save request
Search:
Determine Custodian(s)
Continue to evaluate fees
Send request to Custodian(s) for search
Acknowledge:
Prepare acknowledgement letter
Advise requester of fee waiver determination
Advise requester of expedited processing determination
Advise requester of track
Take extension if needed
Follow-up with Custodians as need to obtain records
Consult with OCIO on technical issues
When records are received:
Determine if rolling productions are feasible
Start reviewing records for responsiveness and exemptions.
Research legal issues as needed.

Conduct consultation with other bureaus, agencies, and/or private entities.
Prepare package for legal review.
Prepare package for White House review, if needed.
Meet with and coordinate with SOL
Prepare awareness reviews and monitor whether awareness reviews have been completed.
Finalize package.
Release records to requester.
Post to OS FOIA library.

#### Updated EFTS training slides

#### Attachments:

```
/36. Updated EFTS training slides/1.1 Introduction to the EFTS 2-23-18.pdf
/36. Updated EFTS training slides/9.1 smime.p7s
/36. Updated EFTS training slides/11.1 smime.p7s
/36. Updated EFTS training slides/19.1 image.png
/36. Updated EFTS training slides/20.1 image.png
/36. Updated EFTS training slides/21.1 image.png
/36. Updated EFTS training slides/22.1 image.png
/36. Updated EFTS training slides/23.1 image.png
/36. Updated EFTS training slides/24.1 image.png
/36. Updated EFTS training slides/25.1 image.png
/36. Updated EFTS training slides/26.1 image.png
/36. Updated EFTS training slides/27.1 image.png
/36. Updated EFTS training slides/28.1 image.png
/36. Updated EFTS training slides/29.1 image.png
/36. Updated EFTS training slides/30.1 image.png
/36. Updated EFTS training slides/30.2 EFTS User Administrators role.docx
/36. Updated EFTS training slides/31.1 image.png
/36. Updated EFTS training slides/31.2 User Roles in the EFTS.docx
/36. Updated EFTS training slides/32.1 image.png
/36. Updated EFTS training slides/33.1 image.png
/36. Updated EFTS training slides/34.1 image.png
/36. Updated EFTS training slides/35.1 image.png
/36. Updated EFTS training slides/35.2 User Roles in the EFTS_Diem update.docx
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/36. Updated EFTS training slides/47.1 image.png
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/36. Updated EFTS training slides/49.2 User Roles in the EFTS Diem update.docx
/36. Updated EFTS training slides/50.1 image.png
```

## "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov> Sent: Fri Feb 23 2018 06:27:46 GMT-0700 (MST) To: Robert Howarth <robert\_howarth@ios.doi.gov>

BCC: Cat Sam Cat Contact List <catsamcat\_contact\_list@ios.doi.gov>

Subject: Updated EFTS training slides

Attachments: Introduction to the EFTS 2-23-18.pdf

Good morning, everyone. As you know, we frequently make changes and improvements to the Electronic FOIA Tracking System. The updated EFTS training slides attached reflect changes from the last year and provide guidance on a number of subjects where EFTS usage is not intuitive.

Regardless of when you last took EFTS training, if you use the EFTS, I suggest you review these slides at your convenience.

Thank you.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

## NTRODUCTION TO THE EFTS, OR;

How I Learned to Stop Worrying and Love the Database



Image from Columbia Pictures Dr. Strangelove. Found at http://agentpalmer.com/wp-content/uploads/2015/01/Slim-Pickens-as-Major-TJ-King-Kong.jpg

## Developed by the Departmental FOIA Policy Office

#### Course Outline

- Steps to Getting Access
- Your EFTS Responsibilities
- Logging In
- Navigating the EFTS
- Before Creating an Entry
- Working with Entries
- Running Reports



Image found at: http://www.randalolson.com/wp-content/uploads/best-road-trip-popular-cities.png

# Steps to Getting Access

#### Before acquiring EFTS access, you must...

- Review the Department's FOIA guidance (especially the Department's FOIA regulations, Departmental Manual, and Handbook), found at:
  - https://www.doi.gov/foia/news/guidance/
- Complete this (highly) entertaining introductory course.
- Complete the EFTS Rules of Behavior form and provide it

to your Bureau FOIA Officer.



# Your EFTS Responsibilities

#### What are my responsibilities as an EFTS user?

In accordance with <u>383 DM 15.6.J</u>, all EFTS users are responsible for:

- Complying with any training and/or certification requirements of the Departmental FOIA Policy Office; and
- Completing all required and/or appropriate data fields in an accurate, consistent, complete, and timely manner (i.e., within one workday of receipt or other change in status).



# Logging In

Department of the Interior Electronic FOIA Tracking System	
	Please enter your user name and password to log on to this application.
Ouer Name Patement Long Co. J. Chec.	
	Note: herysoligit must be enubled to occess this etc.

 You will see Privacy Act and Security Warning statements, if your login was successful, and click I Agree.



- The EFTS will display an error message if your login failed. After three failed login attempts, the EFTS will lock your user account. Contact your Bureau FOIA Officer for assistance.
- · Your Bureau FOIA Officer can reset your password.

OS-2018-00959-000077

# Logging In (Cont.)

The EFTS will require you to change your temporary password after your first login. The following password policy is in effect for the EFTS:

- •Passwords must be at least 12 characters in length and contain at least one character from each of the following categories: uppercase, lowercase, number, and special character (non-alpha numeric). Example: DaNgErZoNe\$1988.
- Passwords will expire after 60 days.
- Passwords cannot be reused. Ever.
- •Passwords are case-sensitive. For example, the EFTS recognizes "Dangerzone\$1988" and "DaNgErZoNe\$1988" as two different passwords.

#### 25 Worst Passwords

ASSWORD	RANK	PASSWORD	RANK
111111	14	123456	1
1qaz2wsx	15	password	2
dragon	16	12345678	3
master	17	qwerty	4
monkey	18	12345	5
letmein	19	123456789	6
login	20	football	7
princess	21	1234	8
qwertyuiop	22	1234567	9
solo	23	baseball	10
passw0rd	24	welcome	11
starwars	25	1234567890	12
		abc123	13

# Navigating the EFTS

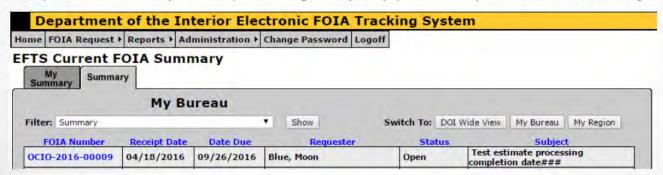
#### Home

The EFTS Current FOIA Summary is the Home screen for all EFTS users. It consists of two tabs: My Summary and Summary.

 The My Summary tab displays the last 50 FOIA requests received by your office, region, or bureau (based on your assigned user role). Use the drop-down filter to display all Open, Completed, or Closed requests.



 You can view the last 50 requests entered by employees across the Department, your bureau (default view), and your region (if applicable) on the Summary tab.



#### Navigating the EFTS (Cont.)

Navigation Menu Bar

#### Department of the Interior Electronic FOIA Tracking System

Home FOIA Request > Reports > Administration > Change Password Logoff

The navigation menu bar is anchored atop the EFTS screen of all users. Your navigation menu bar options are based on your assigned user role.

- •Select Home to return to the Home EFTS Current Summary screen.
- •Select Change Password to change your EFTS password.
- •Select Logoff to exit the EFTS when you are done using the system. If you do not, you may be temporarily locked out of the system!

#### Navigating the EFTS (Cont.)

#### Other Navigation Tips

- Be sure to save your work every step of the way. After 10 minutes of inactivity, you will be timed out of the EFTS and will lose all your unsaved changes. You also will forfeit the FOIA Number that was being used if you have not completed the Request and Requester sections of your entry's Basic Form tab.
- Do not refresh your browser while you are logged into an entry. You will lose all your unsaved changes and may be timed out of the system.
- The EFTS is chock full of validations. If you attempt to save or close out an incomplete entry, a pop-up window will outline what you need to do.



# Before Creating an Entry

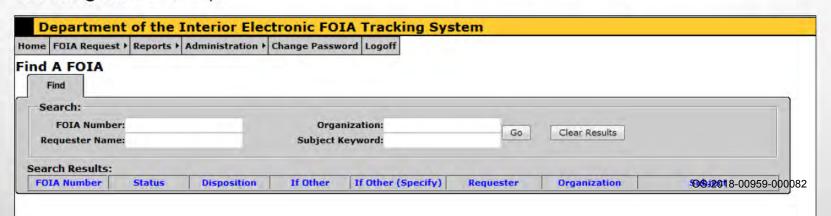
have received the same request by selecting Find FOIA from the FOIA Request drop-down

menu on the navigation menu bar.



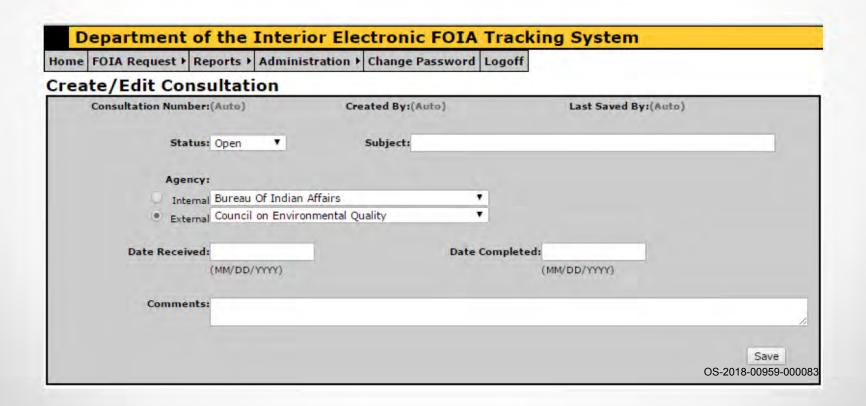
Image found at https://www.flickr.com/photos/plagspotter/8180434469

- Enter a search term in one of the search fields and click Go.
- To load a FOIA request entry that is displayed in the Search Results box, double-click on the FOIA Number.
- If you load a FOIA from the Find FOIA Search Results box, you can return to your initial search results by clicking Unload at the bottom of the entry you are viewing.
- If you discover that another part of your bureau and/or another bureau has received the same request, contact your Bureau FOIA Officer for further instructions before creating a new entry.



#### Before Creating an Entry (Cont.)

- another bureau, record the consultation by clicking **Consultations** from the **Administration** drop-down menu on the navigation menu bar.
- Click Create New Consultation, complete all applicable fields, then click Save.

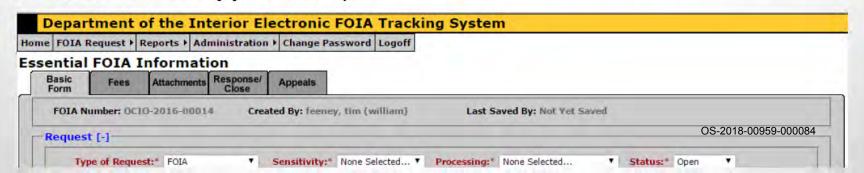


# Creating an Entry

After you have checked for duplicate entries and ensured that the
request is 1) not a consultation, 2) is not a request for records exclusively
within a Privacy Act system of records, and 3) no Privacy Act exemption
will apply for any records located, select Create New FOIA under the
FOIA Request drop-down menu on the navigation bar to create a new
entry.

D	Department of the Interior Electronic FOIA Tracking System					
Home	FOIA Request >	Reports >	Administration >	Change Password	Logoff	
	Create New FOI Find FOIA	A Sur	mmary			

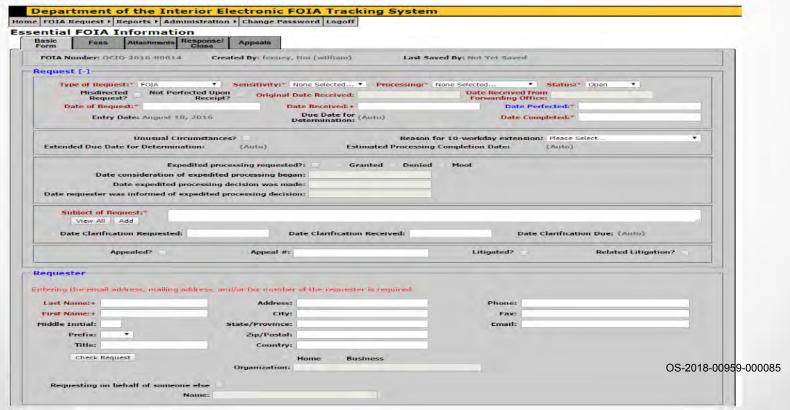
Each entry includes tabs you can use to record request information: **Basic Form**, **Fees**, **Attachments**, and **Response/Close** (you will not record information in the **Appeals** tab).



#### Basic Form Tab

the read-only **Creaming** the read-only **Entry Date** field.

- name will appear in opened the entry in
- Complete the Request and Requester sections of the Basic Form tab within one workday of receiving the request.
- You will not be able to save the request, and the FOIA Number will be forfeited, if you
  do not complete the following fields: type of request, sensitivity, processing, original
  date received, date received from forwarding office (if applicable), date of request,
  date received, last name, and first name.

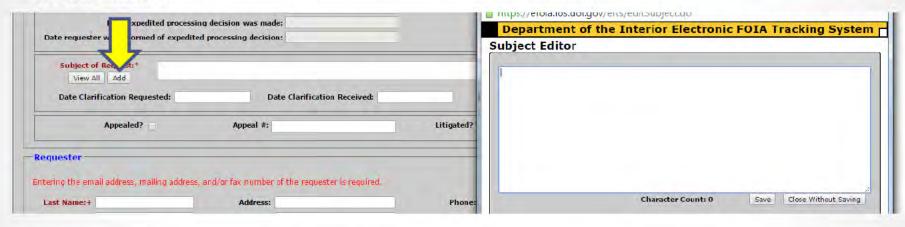


- Type of Request
- •Sensitivity: Select Non-Sensitive (generally used for non-first party requests, where the requester is not seeking records that pertain to him or herself; for requests for records that do not relate to Equal Employment Opportunity (EEO) or Indian Trust issues; and for requests for records that are not contained in a Privacy Act System of Records) or Sensitive (generally used for first-party requests, where a requester is seeking records that pertain to him or herself; for requests for records that relate to EEO or Indian Trust issues; and for requests for records that are contained in a Privacy Act System of Records). The Sensitivity field determines what fields other EFTS users and the public can see if a Bureau Log is run to fulfill a request. This field used to have a "Super Sensitive" option, but it no longer does. If you have questions about how to fill out the Sensitivity field for a particular request, contact your Bureau FOIA Officer or the Departmental FOIA Policy Office.
- •Processing: Select Simple, Normal, Complex, Exceptional/Voluminous, or Expedited. You can update your selection once at any time, provided the change is in good faith and you have notified the requester of the change.
- Status: Open is the default status.
- •The Misdirected Request?, Not Perfected Upon Receipt?, Original Date Received, and Date Received from Forwarding Office fields enable users to properly record receipt of misdirected and/or unperfected requests.
- •Date of Request: If you receive an undated hard copy request, use the postmark as the Date of Request. If there is no postmark, use the Date Received.
- •Date Received: The date your bureau received the FOIA request.
- •Date Perfected: A request is perfected when it was sent to the correct bureau contact, reasonably describes the agency records sought, and resolves all issues regarding the payment of processing fees. If it was sent to the wrong bureau contact, it was misdirected and must be sent to the proper contact ASAP. If it does not reasonably describe the agency records sought or resolve all issues regarding the payment of processing fees, it is unperfected and the requester must be contacted for clarification.

  OS-2018-00959-000086

- •Due Date for Determination: Read-only tield that reflects the statutory deadline for determination based on the Date Perfected.
- •Date Completed: Date your bureau issued its final response to the requester.
- •Unusual Circumstances?: Check this box if the request is eligible for a 10-workday extension. Specify the reason for the extension in the Reason for the 10-workday extension drop-down menu. The reasons that can be selected under the drop-down menu are Collecting Records/Multiple Locations, Voluminous Records, and Consultation.
- •Extended Due Date for Determination: Read-only field that reflects the extended time limit if a 10-workday extension has been taken.
- •Estimated Processing Completion Date: Read-only field the EFTS generates from the Date Perfected based on the selected Processing track.
- •Expedited processing requested?: Check this box to record that the requester has requested expedited processing.
- •Expedited processing request decision: Select Granted, Denied, or Moot.
- •Date consideration of expedited processing request began: The date your bureau received the request for expedited processing.
- •Date expedited processing decision was made: The date your bureau made a determination on the requester's expedited processing request.
- •Date requester was informed of expedited processing decision: The date your bureau informed the requester of its determination of the requester's expedited processing request.

Subject of Request: Click the Add button next to the Subject field to add up to 500 characters in the Subject Editor pop-up box, taking care to NOT include information that is either unrelated to the subject of the request or contains the requester's personal details (if you need more room, you can use the General Comments section). Click Save to save your updates and return to the Basic Form tab.



- Date Clarification Requested: The date your bureau requested clarification from the requester because the request did not reasonably describe the agency records sought.
- Date Clarification Received: The date the requester responded to your bureau's request for clarification on the agency records sought.
- Date Clarification Due: Read-only field the EFTS generates from the Date Clarification Requested.

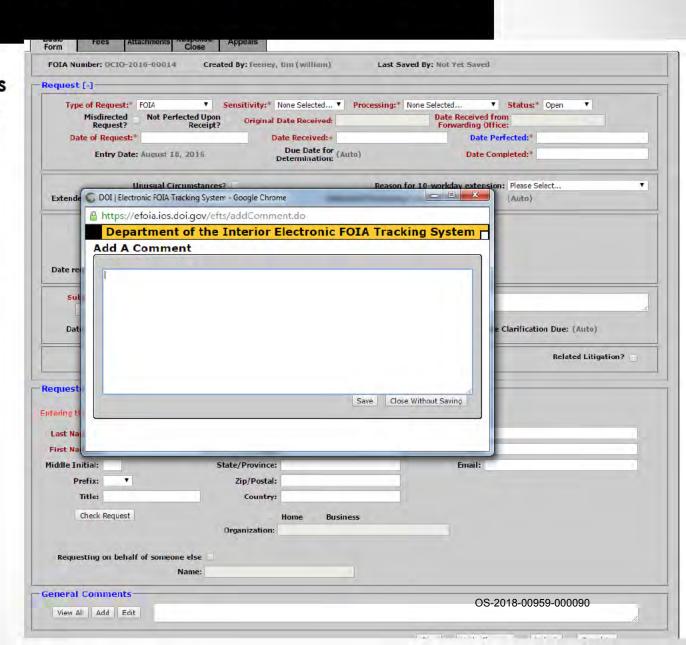
- · Requester. Too most inclosed the requester straine,
- You must also include the requester's email address and/or mailing address.
- If you are including the requester's mailing address, you must note
  whether it is a home or business address.
- If the requester is making the request on the behalf of someone else, record the name of the person or entity they are making the request on behalf of.

Last Name:+ Nguyen	Address:	Phone:	
First Name:+ Diem	City:	Fax:	
iddle Initial:	State/Province:	Email:	
Prefix: ▼	Zip/Postal:		
Title:	Country:		
Check Request	Home Business		
	Organization:		

#### General Comments

The General Comments section appears at the bottom of every entry tab. You may use it to enter reminders or notes.

Do not add sensitive information to the **General Comments** section.



## General Comments (Cont.)



Image found at https://www.flickr.com/photos/plagspotter/8180434469

Follow these steps to add comments to the **General Comments** field:

Click **Add** in the **General Comments** section. A pop-up window labeled **Add a Comment** will appear.

 Input your comment and click Save. The EFTS will list your saved comment under your name and the date you posted it. You cannot remove your name from the comment.

You can edit comments associated with your User ID by following these steps:

- Click Edit in the General Comments section.
- Make your edits in the Comment Editor box and click Save.

- The Fees tab of a FOIA request entry contains all the fields related to the fees information for that request.
  - Completing all applicable sections of the Fees tab is mandatory. Please note that some of the calculations in the Fees tab will not be finalized until you mark the request as completed.
- The EFTS will alert you if something still needs to be filled in.



	ry and Fee Waiver	Informa	tion				
ee category of requester:*	Please Select	and a second	•				
Villing to pay fee?:*	None Selected				cific amount the requests sed to pay?	er	
Date Clarification Reque	sted:	Dat	te Clarification Received:		Date Clarification Du	ie: (Auto)	
Advance Payment Info	rmation						_
Advance payment required?	Ame	ount of adva	ence payment required?	-			
leason advance payment is	required: None Sel	in tart					
Date Advance Paymen			e Advance Payment	4.3	AFFERD CONTRACTOR		
Requested			Received:	D	ate Advance Payment Du	e: (Auto)	
Processing Costs [-]							
earch and Review Costs ( he requester's fee catego	You must complete ory and/or fee waive	all applica r status):	ble Processing Costs fields	regardless whe	ther the fees fall below	the \$50 thre	shold o
	3					1	-
Time for Search and/or Review		7		Rate(Per	10.2		
Staff Category	306 Job Series Pers		Non-306 Job Series	1	Legal Personnel	Hour)	Cast
The state of the s	Search	Review	Search	Review	Review		
Clerical (GS-7 and below)	0.0	0.0	0.0	0.0	0.0	\$0.00	\$0.00
Professional (GS-8 through GS-12)	0.0	0.0	0.0	0.0	0.0	\$0.00	\$0.00
Managerial (GS-13 and above)	0.0	0.0	0.0	0.0	0.0	\$0.00	\$0.00
TOTAL	0.0	0.0	0.0	0.0	0.0	N/A	\$0.00
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		oduced by	standard office copying	0	50.00	\$0.00	
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## Fees Tab (Cont.)

- If the Total fee after entitlements goes over the allotted amount that the requester is allowed to receive without being charged, the EFTS will let you know that you need to enter the information regarding Billing.
- Upon receipt of payment from the requester, you must go back into the EFTS and click the box for **Payment received?** (you will be allowed to do this even after the entry has been marked as completed).
  - If you do not do this, the requester will automatically be added to the **Delinquent Requesters** list.

# Attachments Tab

Upload copies of the incoming request and your bureau's partial and final response letters on the **Attachments tab**.

- •Select **Request** or **Response** from the **Attachment Type** drop-down menu, as appropriate.
- Check the Sensitive? box, if appropriate.
- •You may fill in the **Comments** field to comment on a particular attachment (versus the usual **General Comments** field).
- •Click the **Choose File** button to search your computer or network for the file you would like to attach.
- •Locate the attachment and click **Open**. The filename and its complete path will appear in the **File** field.
- •Click **Attach** to upload the file. The EFTS will prompt you to confirm that you are uploading a request or response letter only. Click **OK** to complete the upload. The attached file will appear in the **Currently Attached Files** field.
- •To remove an attached file, highlight the file you would like to remove and click **Remove**. The EFTS will prompt you to confirm this action. Click **OK** to remove the file.
- •To view comments associated with an attachment, highlight the attachment you would like to view comments for and click **View Comments**. A pop-up window labeled **Attachment Comment Viewer** will display the comments.

OS-2018-00959-000094

## Attachments Tab (Cont.)

	formation	Y			
Basic Fees Form	Attachments Respons	Appeals			
FOIA Number: OCI	0-2016-00014 C	Created By: feeney, t	im (william) Last	Saved By: Not Ve	et Saved
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Attach Clear	File: Choose File No file ch	nosen			
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ile	Attachn	ment Type	Sensitive? Comments	_	Demolar
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General Comme	its			7	View Comments

#### Response/Close Tab

onse/Close tab and make sure you ve reviewed the <u>Appendix</u> of the Department's FOIA nanabook, which outlines basic steps for responding to FOIA requests.

- •Disposition: A disposition is required for all requests, including those that were never perfected. Select Total Grant, Partial Grant, Denial, or Other.
  - o **Total Grant**: Your bureau made a full release of all records responsive to the request.
  - Partial Grant: Your bureau provided the requester with some, but not all, of the information requested. This typically, but not always, means your bureau used exemptions in its response. It could also mean that some of the requested information was not located or was referred to another bureau or agency.
  - Denial: Your bureau withheld all of the requested information pursuant to one of the nine exemptions. This disposition includes Glomar responses (when you tell the requester that you can neither confirm nor deny the existence of requested records and if any responsive records did happen to exist, they would be specifically protected by one or more of the nine exemptions).
  - Other: Select Other when the Total Grant, Partial Grant, or Denial dispositions are not applicable (i.e., when the bureau did not actually process any records for disclosure or make a determination on exemptions).
    - if Other: Select the appropriate sub-disposition if you selected the Other disposition.
  - Glomar?: Check this box if your bureau issued a Glomar response. Remember that you cannot issue this type of response without first contacting the Departmental FOIA Policy Staff and SOL's Division of General Law (DGL).

OS-2018-00959-000096

**Exemptions**: You must record all the exemptions your bureau asserted in **Partial Grant** or **Denial** responses. (How many times an exemption is used in a response is not relevant here.)

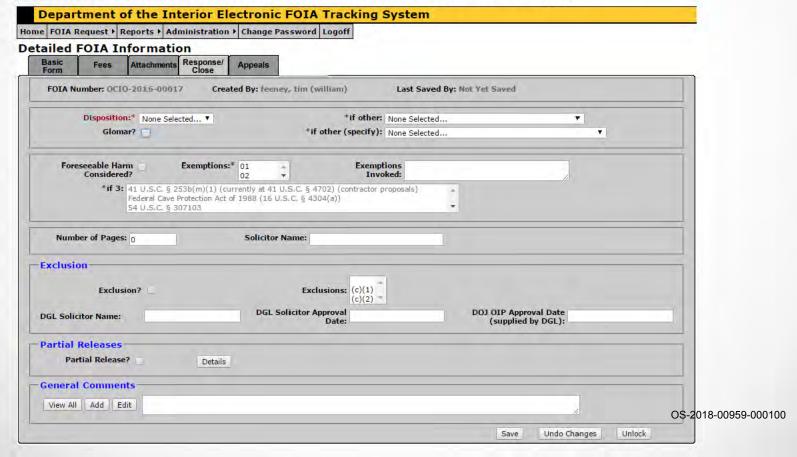
- Exemptions: Click on an exemption to add it to the Exemptions Invoked box.
   To select multiple exemptions, press CTRL while clicking on multiple exemptions.
- Exemptions Invoked: All the exemptions you highlighted in the Exemptions box will be listed here. To remove an exemption, click on the highlighted the exemption in the Exemptions box.
- \*if 3: If you invoked Exemption 3, you must also select the Exemption 3
  statute your bureau used to withhold information. Contact the
  Departmental FOIA Policy Office if the Exemption 3 statute you plan on using
  is not already listed in this field.

- Foreseeable Harm Considered?: You must check this box to verify that you have considered whether foreseeable harm existed before invoking a FOIA exemption. If you are invoking an exemption and this box is not checked, the EFTS will prompt you to do so.
- Number of Pages: Include the number of pages that were responsive to the request (whether you have redacted them or not). The breakdown of these pages will be in the disposition section. You need to enter this number regardless of the disposition of the case.
- Solicitor Name: If you are invoking an exemption or denying a fee waiver request, you must name the Solicitors Office attorney you consulted.

- •Exclusions: The use of exclusions is <u>extraordinarily</u> rare and must be preapproved by DGL (who will consult with the Departmental FOIA Policy Office and the Department of Justice's Office of Information Policy (OIP)).
- •Exclusions?: Check this box if your bureau was approved to use one or more exclusions in its response.
- •Exclusions: Click on an exclusion in the Exclusions drop-down menu to record your bureau's use of it in a response. To select multiple exclusions, press CTRL while clicking on the multiple exclusions.
- •**DGL Solicitor Name**: Input the name of the DGL attorney who pre-approved the use of the exclusion(s).
- •DGL Solicitor Approval Date: Input the date that the DGL attorney preapproved the use of the exclusion(s).
- •OIP Approval Date (supplied by DGL): Input the date that the DGL attorney obtained approval from OIP.

#### Par

 We annually report partial releases (also known as interim or rolling releases) in the Department's Chief FOIA Officer Report to OIP. To record partial releases in the EFTS, you must check the Partial Releases box, click the Details button, and add the date(s) your bureau made the partial release(s).



#### Closing Out an Entry



Image from Huffington Post stock images. Found at http://images.huffingtonpost.com/2014-05-29-iStockHuffPostCelebrationMay2920142.jpg

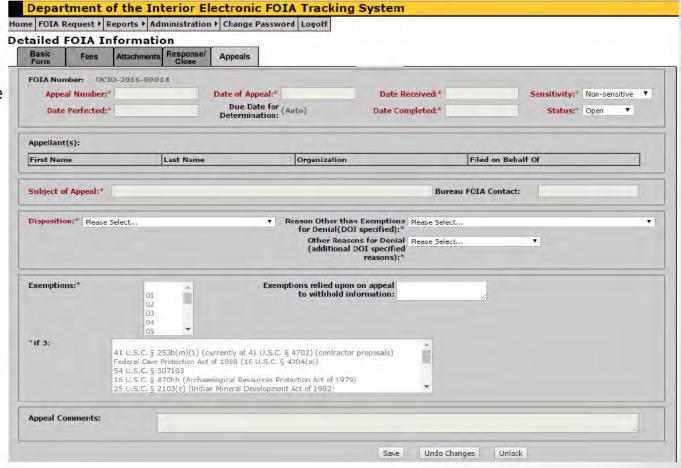
After you have reviewed your entry and you are ready to close it out, complete the **Status** and **Date Completed** fields on the **Basic Form tab**.

- •If you selected a **Total Grant**, **Partial Grant**, **Denial**, or **Other No Records** disposition, select **Completed** from the **Status** drop-down menu.
- •If you selected any of the **Other** dispositions besides **No Records**, select **Closed** from the **Status** drop-down menu.
  - Remember that a Closed request often will not have a perfected date.

Click **Save**, follow the EFTS's prompts to correct any automatic validation errors, click **Unload** to check the request back in, and upload the final response letter on the **Attachments tab**.

# Appeals Tab

- The Appeals tab
   contains information
   about administrative
   appeals the FOIA
   requester has filed
   for any of the
   reasons listed in
   <u>Subpart H</u> of the
   Department's FOIA
   regulations.
- All EFTS users have read-only access to the Appeals tab.



## Remanded Appeals

- For requests that have already been completed when the appeal is remanded, create a new request in the EFTS.
  - The Date of Request, Date Received, and Date Perfected should all be the date the appeal decision was issued.
  - The processing track must be based on the timeframe for response the FOIA/PA Appeals Officer specifies in the remand.
  - In General Comments section, describe the remanded activity/activities and cross reference both the original request's EFTS number and the Appeal number.
  - Send the requester a new acknowledgement letter, referencing the new EFTS number and the Appeal number.
- For requests that are still open in the EFTS, the remand must be noted in the General Comments section, along with the Appeal number. A new FOIA Number/entry and acknowledgement letter will not be necessary.

# Running Reports

All EFTS users have access to several amerem reports to dia management of their FOIA workload. Click on the **Reports** drop-down menu on the navigation menu bar for access to get started with any one of the following reporting tools:

- Search Report
- Predefined Reports
- Bureau Log
- Delinquent Requesters
- Backlog Report



Image locate in Google Images at

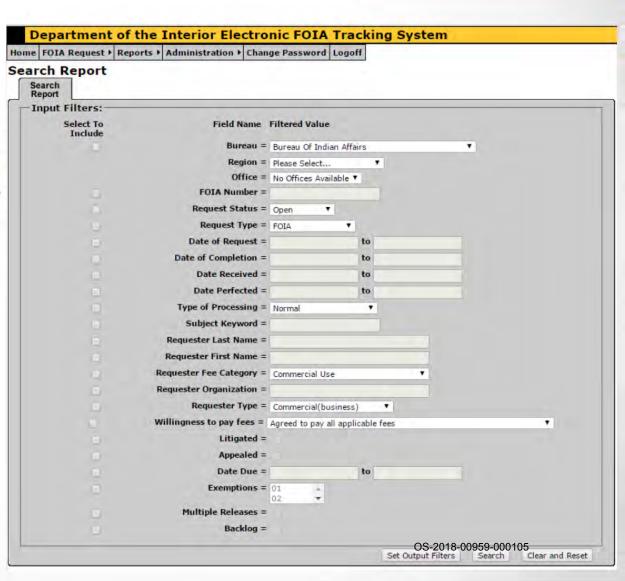
https://www.google.com/search?hl=en&q=business+application&tbm=isch&tbs=simg;CAQSIQEJBeDJ0NhynG8aiQELEKjU2AQaAggEDAsQsIynCBpiCmAIAxIo5wWfEs8SrwLOEqASkgGUAtkF-Qa7KPI28DbAPrwo-jayKLU-

5TbnNhowGk651ihzH6DaZZ103P0p7C4kpwszLZlp7py2nqoW7U\_1rBuS7bicxZwWelzW\_1AQgLIAQMCxCOrv4lGgoKCAgBEgQZgr8VDA&sa=X&ved=0ahUKEwjx6e3Bt63PAhUB XT4KHcHyC6MQwg4lGygA&biw=1920&bih=995

## Search Report

Select **Search Report** to run customized reports.

You will see the Input
Filters screen first. Click on
the desired Input Filter
boxes and complete their
corresponding fields in the
Filtered Values column to
select which EFTS fields
you would like to search.



## Search Report (Cont.)

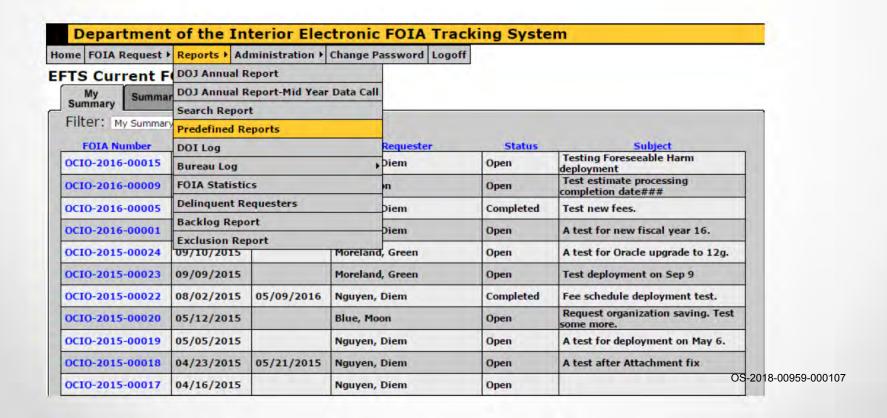
- Click Set Output Filters and click on the desired Output Filters check boxes to select the columns that you would like to see displayed in your Search Report.
- Click Search to generate your report. Each page will display 20 records.
- Click Previous and Next to navigate through the report pages.
- Click on an entry to load it.
   When you unload the entry, you will return to your initial search results.
- Click Clear and Reset before beginning a new search.
- To customize the format and sort entries, export the Search Report to Microsoft Excel by clicking Export Entire Search Report to Excel (CSV format).



#### Predefined Reports

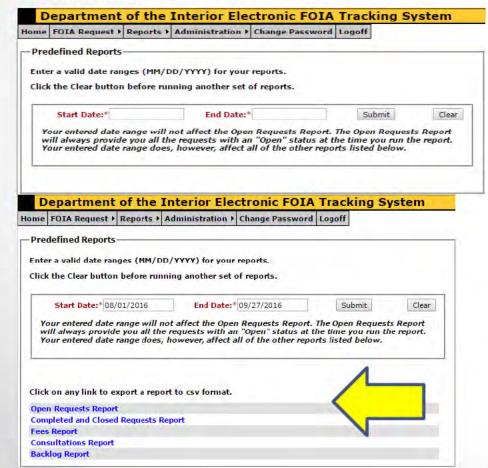
Select **Predefined Reports** to run any of the following pre-programed reports:

- Open Requests Report
- Completed and Closed Requests Report
- Fees Report
- Consultations Report
- Backlog Report



#### Predefined Reports (Cont.)

- Insert the date ranges you want your report to include and click Submit.
- The EFTS will then provide you with a list of the predefined reports.
- When you select a report, by clicking on its name, your computer will automatically download it as an Excel file.





View your bureau's log by selecting **Bureau Log** from the **Reports** drop-down menu on the navigation bar then clicking on the desired fiscal year.

•The Bureau Log, produced as a read-only html file, will include the following fields: FOIA Number, Request Date, Receipt Date, Completion Date, Requester Name, Bureau, Status, and Subject.

FOIA Number	Request Date	Receipt Date	Completion Date	Requester Name	Bureau	Status
		S	ubject			
OCIO-2016-00001 Exempt Information	September 30, 2015	October 01, 2015		Exempt Information	ocio	Open
OCIO-2016-00005 Test new fees.	February 25, 2016	March 01, 2016		Nguyen Diem	ocio	Open
OCIO-2016-00009	April 15, 2015	April 18, 2016		Blue Moon	OCIO	Open

•The text **Exempt Information** may mask an entry's **Requester Name** and **Subject** fields if the entry's **Sensitivity** level is **Sensitive**.

# Delinquent Requesters Report

- Whenever you are entering a new FOIA request, you should run a
   Delinquent Requesters report to view the list of requesters who
   have not paid their outstanding FOIA fees. The delinquent
   requesters appear in alphabetical order.
- For more information on what delinquent requesters are and why
  it matters, see <u>section 7.4</u> of the Department's FOIA Handbook.



# Backlog Report

You may view your bureau's backlog by selecting **Backlog Report** from the **Reports** drop-down menu on the navigation bar.

- •The Backlog Report, produced as a Search Report, includes the following fields: FOIA Number, Date Perfected, Date Due, Processing Type, Requester Last Name, and Requester First Name.
- •Use the **Set Input Filters** and **Set Output Filters** at the bottom of the **Search Report** to customize your **Backlog Report**.
- •To customize the format and sort entries, export the **Backlog Report** to Microsoft Excel by selecting **Export Entire Search Report to Excel (CSV format)**.

# Backlog Report (Cont.)

#### Department of the Interior Electronic FOIA Tracking System Home FOIA Request > Reports > Administration > Change Password Logoff Search Report Search Report **Print Entire Search Report** Export Entire Search Report to Excel (CSV format) Export Current Page to Excel (CSV format) Print Current Page Results Records 1 to 9 of 9 **FOIA Number Date Perfected Date Due** Processing Type Requester Last Name Requester First Name April 15, 2016 OCIO-2016-00005 May 12, 2016 Normal Nguyen Diem OCIO-2016-00001 April 17, 2016 Normal Diem May 12, 2016 Nguyen OCIO-2015-00022 April 12, 2016 May 09, 2016 Normal Nguyen Diem OCIO-2015-00018 April 25, 2015 May 21, 2015 Normal Nguyen Diem OCIO-2015-00007 February 25, 2015 March 25, 2015 Normal Diem Nguyen August 29, 2014 Normal Musk Elon OCIO-2014-00015 August 02, 2014 OCIO-2014-00009 April 21, 2014 June 03, 2014 Normal Finn Neil OCIO-2014-00004 December 18, 2013 January 17, 2014 Normal Finn Neil OCIO-2014-00002 October 23, 2013 November 21, 2013 Bell Scott Normal Previous Next

Set Input Filters

Set Output Filters

Clear and Reset

# Course Completed



Image from NBC News stock photos. Found at http://media2.s-nbcnews.com/i/newscms/2015 28/1117046/ss-150710-ticker-tape-parade-15 1688709cbd363c517d05637edde60c45.nbcnews-fp-1200-800.jpg

Complete the EFTS Rules of Behavior form and give it to your Bureau FOIA Officer for processing.

# **Conversation Contents**

Fwd: 17-01174 - 72 Hour Awareness Notice for Litigation

#### Attachments:

/37. Fwd: 17-01174 - 72 Hour Awareness Notice for Litigation/1.1 DEPARTMENT OF THE INTERIOR Mail - Fwd\_ OS FOIA Awareness Review 18-00799.pdf

# "Julka, Clarice" <clarice\_julka@ios.doi.gov>

From: "Julka, Clarice" <clarice\_julka@ios.doi.gov>
Sent: Fri Apr 20 2018 06:47:34 GMT-0600 (MDT)

To: Robert Howarth <robert\_howarth@ios.doi.gov>, Cindy Cafaro <cindy\_cafaro@ios.doi.gov>,

"Lillie, Juliette" <juliette\_lillie@ios.doi.gov>

Subject: Fwd: 17-01174 - 72 Hour Awareness Notice for Litigation

Attachments: DEPARTMENT OF THE INTERIOR Mail - Fwd\_ OS FOIA Awareness Review\_ 18-00799.pdf

Please see below. We really need some written guidance about the "augmented awareness." First, Downey Magallanes said she was not to be included on all reviews and then when we don't send one to her, she said she is to be included on all awareness reviews. It's very confusing and I feel that we shouldn't be responsible to read your or their minds about how to handle this since from the past, it's very clear that my office will be blamed for anything deemed to be a mistake.

v/r

#### Clarice

Clarice Julka
Department of the Interior
Office of the Secretary, FOIA Office
1849 C Street, NW, MS-7328
Washington, D.C. 20240
Clarice Julka@ios.doi.gov
(202) 513-0765 - phone
(202) 208-6045 - direct line
(202) 219-2374 - fax

----- Forwarded message ------

From: Mcquighan, Ryan < ryan mcquighan@ios.doi.gov>

Date: Fri, Apr 20, 2018 at 7:46 AM

Subject: Fwd: 17-01174 - 72 Hour Awareness Notice for Litigation

To: Clarice Julka < clarice julka@ios.doi.gov >

Clarice, We need written guidance on these awareness reviews ASAP. See below and the attached message that you forwarded regarding Downey's review. This is becoming very confusing.

Ryan McQuighan
Department of the Interior
Office of the Secretary, FOIA Office
1849 C Street, NW, MS-7328
Washington, D.C. 20240
Ryan McQuighan@ios.doi.gov
202.208.2047 - direct line
202.513.0765 - phone
202.219.2374 - fax

----- Forwarded message -----

From: Magallanes, Downey < downey\_magallanes@ios.doi.gov >

Date: Thu, Apr 19, 2018 at 5:08 PM

Subject: Re: 17-01174 - 72 Hour Awareness Notice for Litigation

To: Ryan Mcquighan < ryan mcquighan@ios.doi.gov >, Robert Howarth < robert howarth@ios.doi.gov >

Ryan- I am still reviewing and approving all FOIA awareness pings.

On Thu, Apr 19, 2018 at 4:56 PM, Laura Rigas < laura rigas@ios.doi.gov > wrote:

# Begin forwarded message:

From: "Mcquighan, Ryan" < ryan mcquighan@ios.doi.gov>

To: Scott Cameron <scott cameron@ios.doi.gov>, Laura Rigas <laura rigas@ios.doi.gov>, Aurelia Skipwith

<a href="mailto:skipwith@ios.doi.gov"><a href="mailto:vincent devito@ios.doi.gov"><a href="mailto:Amanda Kaster">Amanda Kaster</a><a href="mailto:skipwith@ios.doi.gov"><a href="mailto:Amanda Kaster"><a href="mailto:skipwith@ios.doi.gov"><a href="mailto:Amanda Kaster"><a href="mailto:skipwith@ios.doi.gov"><a href="mailto:skipwith@ios.gov"><a href="mailto:skipwith@ios.g

<amanda kaster@ios.doi.gov>, Micah Chambers <micah chambers@ios.doi.gov>, Katharine MacGregor

<a href="macgregor@ios.doi.gov"><a href="macgregor@ios.doi.gov"></a>, William Werkheiser <a href="macgregor@ios.doi.gov"><a href="macgregor@ios.gov"><a href="macgregor@ios.gov"><

< heather swift@ios.doi.gov >, Daniel Jorjani < daniel.jorjani@sol.doi.gov >

Cc: "Irish, Tony" <tony.irish@sol.doi.gov>, Clarice Julka <clarice\_iulka@ios.doi.gov> Subject: 17-01174 - 72 Hour Awareness Notice for Litigation

#### Good afternoon,

Pursuant to the latest guidance I've received on the augmented awareness protocol, I am sending this email for 72 hour awareness notice. I am providing the attached 146 pages of records concerning Joel Clement emails. These records are involved in active litigation and will need to be produced by the close of business Monday, April 30, 2018.

Please provide confirmation that you have received and reviewed these records. Any questions should be directed to SOL Attorney, Tony Irish

Thanks, Ryan

Ryan McQuighan Department of the Interior Office of the Secretary, FOIA Office 1849 C Street, NW, MS-7328 Washington, D.C. 20240 Ryan McQuighan@ios.doi.gov 202.208.2047 - direct line 202.513.0765 - phone 202.219.2374 - fax

**Downey Magallanes** Deputy Chief of Staff for Policy U.S. Department of the Interior downey magallanes@ios.doi.gov 202-706-9199



Mcquighan, Ryan <ryan mcquighan@ios.doi.gov>

# Fwd: OS FOIA A wareness Review: 18-00799

Julka, Clarice <clarice\_julka@ios.doi.gov> Tue, Apr 17, 2018 at 10:07 AM To: Ryan Mcquighan <ryan\_mcquighan@ios.doi.gov>, Justin Wilkinson <justin\_wilkinson@ios.doi.gov>, Nicholas Banco <nbanco@ios.doi.gov>, Leah Fairman <leah fairman@ios.doi.gov>

See below. When I get more clarification, I will pass it on.

Clarice Julka
Department of the Interior
Office of the Secretary, FOIA Office
1849 C Street, NW, MS-7328
Washington, D.C. 20240
Clarice\_Julka@ios.doi.gov
(202) 513-0765 - phone
(202) 208-6045 - direct line
(202) 219-2374 - fax

----- Forwarded message ------

From: Downey Magallanes <downey magallanes@ios.doi.gov>

Date: Tue, Apr 17, 2018 at 10:04 AM

Subject: Re: OS FOIA Awareness Review: 18-00799 To: "Julka, Clarice" <clarice julka@ios.doi.gov>

I'm no longer signing on anything outside of immediate office. Told Julie and Dan. Thanks

Sent from my iPhone

On Apr 16, 2018, at 4:04 PM, Julka, Clarice <clarice\_julka@ios.doi.gov> wrote:

Pursuant to the awareness requirement, I have attached ONRR records which we intend to release in full.

v/r

Clarice

Clarice Julka
Department of the Interior
Office of the Secretary, FOIA Office
1849 C Street, NW, MS-7328
Washington, D.C. 20240
Clarice\_Julka@ios.doi.gov
(202) 513-0765 - phone
(202) 208-6045 - direct line
(202) 219-2374 - fax
<18-00799a.docx>

<18-00799ca.xlsx>

OS-2018-00959-000116

# **Conversation Contents**

## Memorandum

## **Attachments:**

/39. Memorandum/1.1 Clean Master Memorandum 5 PM 4 18.docx

# "Howarth, Robert" <robert\_howarth@ios.doi.gov>

From: "Howarth, Robert" <robert howarth@ios.doi.gov> Sent: Wed Apr 18 2018 15:32:09 GMT-0600 (MDT)

Timothy Murphy <timothy.murphy@sol.doi.gov>, Rachel Spector <Rachel.Spector@sol.doi.gov>, Sylvia Burns

To: <sylvia burns@ios.doi.gov>, Elena Gonzalez

<maria gonzalez@ios.doi.gov>, Edward Keable

<edward keable@ios.doi.gov>

Juliette Lillie <juliette lillie@ios.doi.gov>, Cindy Cafaro CC:

<cindy cafaro@ios.doi.gov>

Subject: Memorandum

Attachments: Clean Master Memorandum 5 PM 4 18.docx

Hello all. Attached is the memo for tomorrow' meeting.

Rob

Robert Howarth Deputy Director for Correspondence and FOIA Management Office of the Executive Secretariat and Regulatory Affairs Department of the Interior 1849 C Street, NW Washington, DC 20240 202-208-3181 202-208-4451 (direct) 202-549-8961 (cell)

## Intra-agency, Predecisional, Deliberative

#### Memorandum

To: David L. Bernhardt

Deputy Secretary

From: FOIA Policy Team

Subject: FOIA Program Recommendations

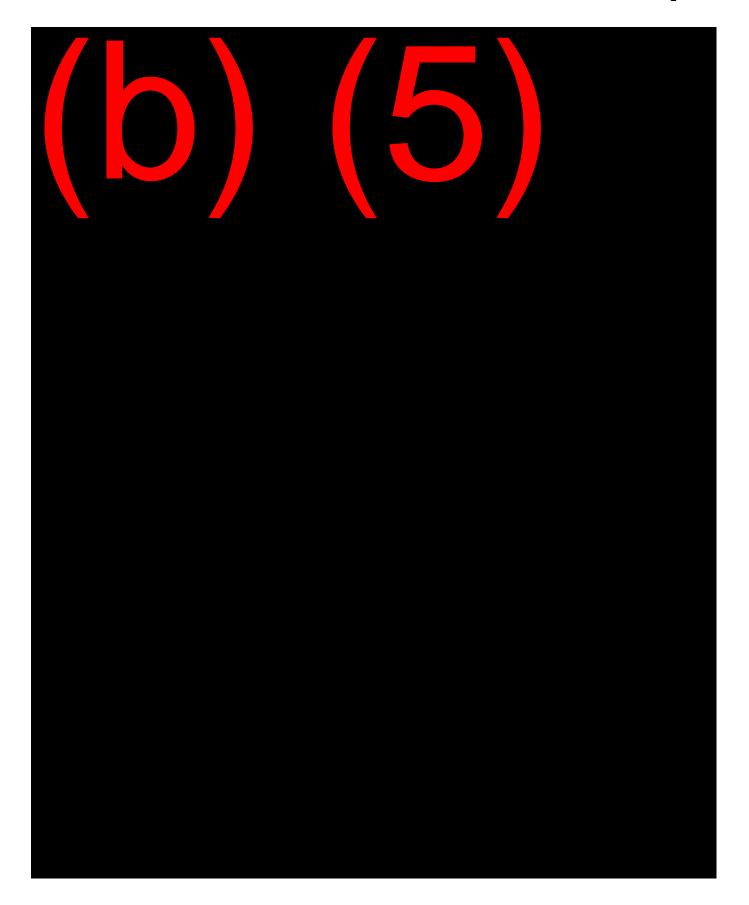
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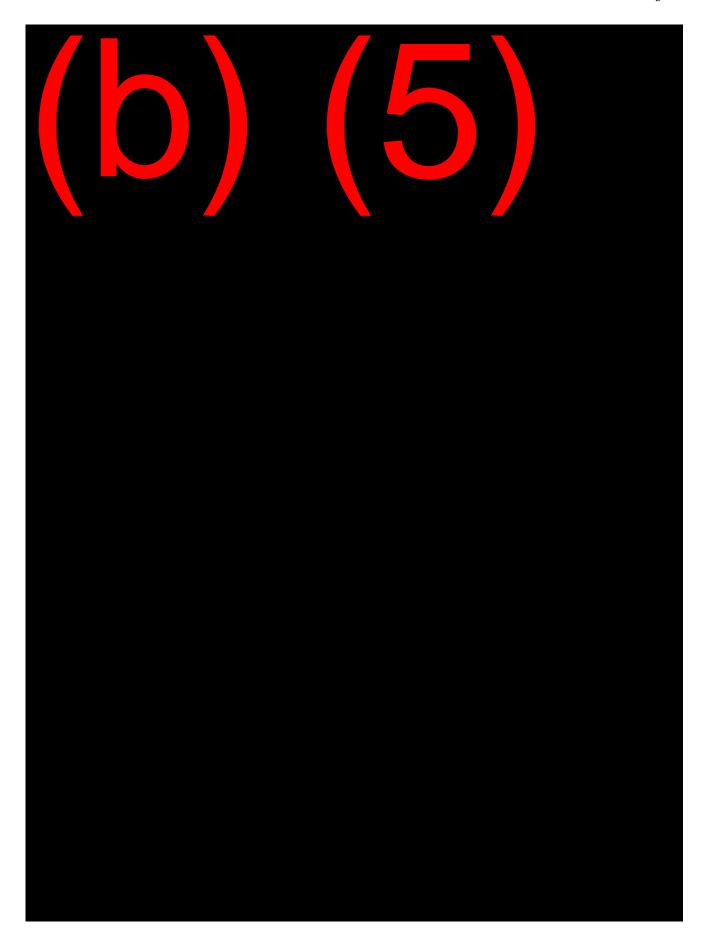
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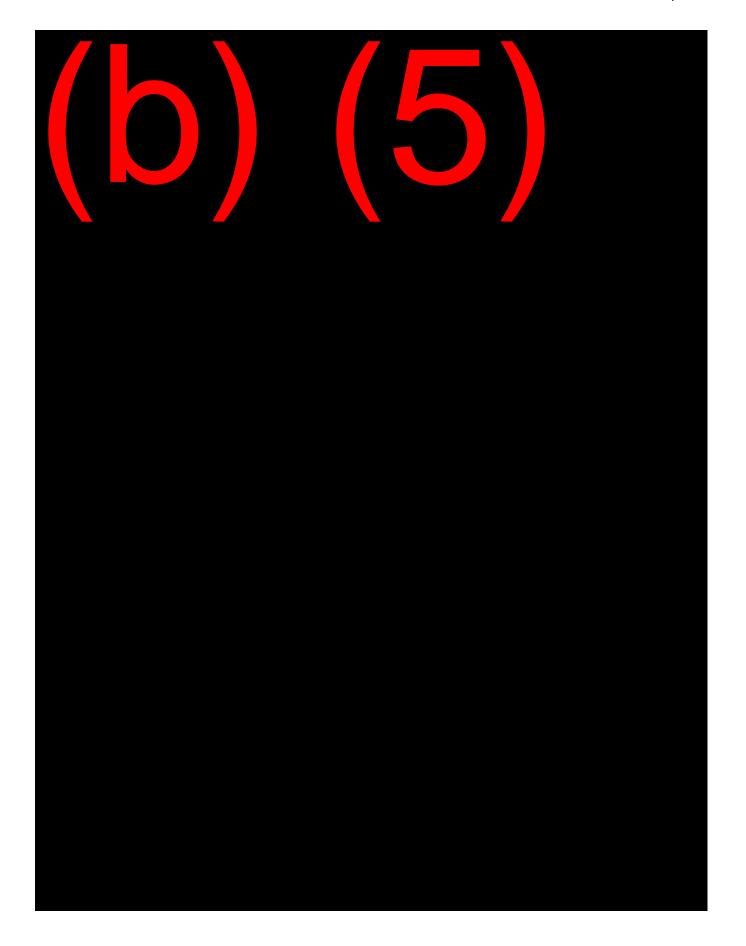
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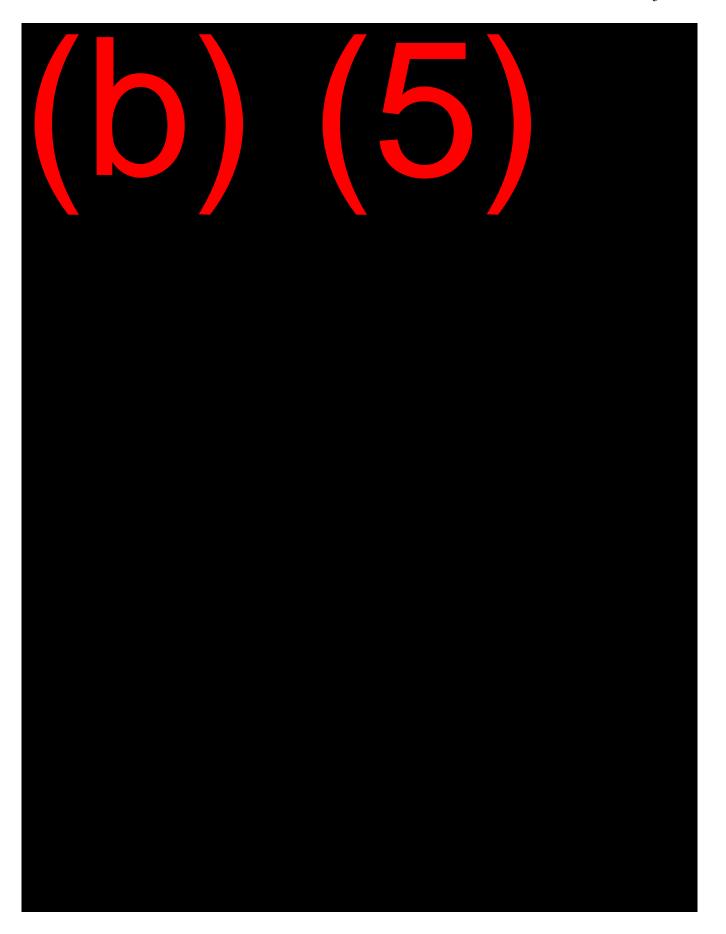
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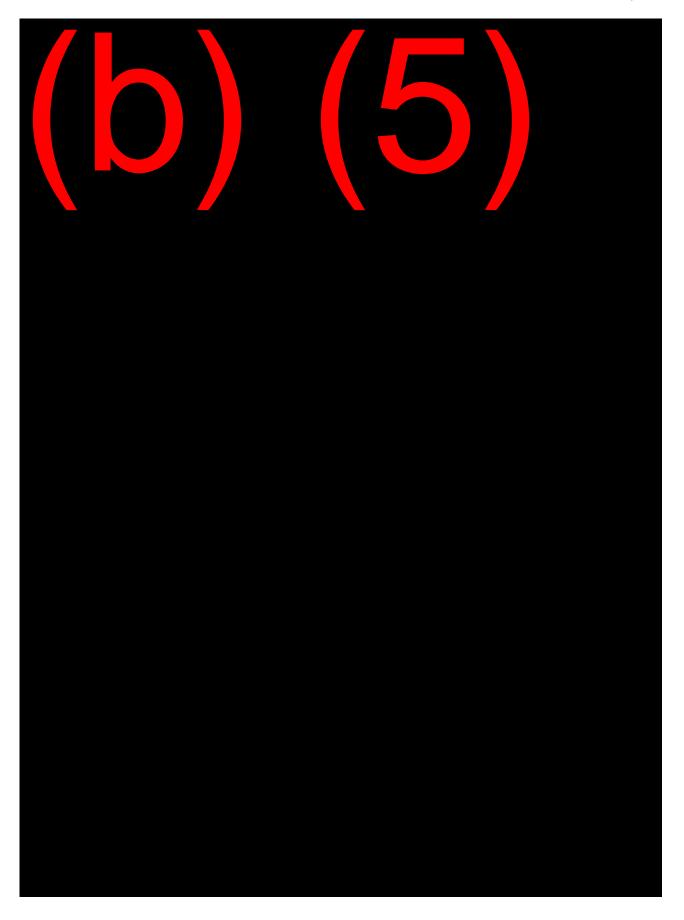














Appendix I: FY 2017 Data – FTE; FOIA's Received and Processed; Backlogged FOIA's

In FY17	FTE FOIA Staff	Equivalent FTE FOIA Staff	FOIA Rec'd	FOIA's Processed	Requests Received Per FOIA employee (average)	Requests Processed per FOIA Employee (average)	Backlogged Requests as of End of Fiscal Year	Backlogge d Requests per FOIA Employee (average)	Average Number of Days to Respon d to Comple x Pending Request s
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NPS	3	5.35	1226	1076	153	135	253	32	117
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DOI Overall	63	75.51	8005	6733	70	58	1626	12	117

# **Appendix II: Information on Other Selected Agencies from FY17**

DOI: In FY 2017, the Department received 8,005 requests and had 63 full-time FOIA employees throughout the entire Department and a total of 75.51 equivalent full-time FOIA employees (roughly 58 requests per employee). The Department processed 6,733 requests in FY17 (roughly 49 requests per employee).

**The Department of Agriculture** (also decentralized and dealing with similar obligations, particularly the Forest Service) received 25,461 requests and had 90.8 full-time FOIA employees throughout the Department and a total of 91.26 equivalent full-time FOIA employees (roughly 140 requests per employee). The Department of Agriculture processed 24,006 requests in FY17 (roughly 132 requests per employee).

**The Army** (which is a subpart of DOD and houses the Army Corps of Engineers, which deals with similar obligations) in FY 2017 received 26,666 requests and had 121 full-time FOIA employees and a total of 111.82 equivalent full-time FOIA employees (roughly 114 requests per employee). The Army processed 53,760 requests in FY17 (roughly 230 requests per employee). **The EPA** (which is also decentralized and deals with similar obligations) received 11,518 requests and had 105 full-time FOIA employee and a total of 10.93 equivalent full-time FOIA employees (roughly 99 requests per employee). EPA processed 10,802 requests in FY17 (roughly 93 requests per employee).

**The FBI** (which has a centralized FOIA program and the interim release policy discussed above) received 15,402 requests and had 245 full-time FOIA employee and a total of 7 equivalent full-time FOIA employees (roughly 61 requests per employee). FBI processed 15,611 requests in FY17 (roughly 62 requests per employee).

**The NOAA** (which is a subpart of DOC also deals with similar obligations) received 475 requests and had 1 full-time FOIA employee and a total of 23.3 equivalent full-time FOIA employees (roughly 20 requests per employee). NOAA processed 472 requests in FY17 (roughly 20 requests per employee.

# **Appendix III--Title of Chief FOIA Officer in Cabinet-Level Agencies**

Department of State	Assistant Secretary of Administration, Bureau of Administration				
Department of the Treasury	Title not explicitly stated, seems to be Assistant Secretary, Office of Privacy, Transparency, and Records				
Department of Defense	Chief Management Officer				
Department of Justice	Acting Associate Attorney General				
Department of the Interior	CIO				
Department of Agriculture	Title not explicitly stated, seems to be CIO				
Department of Commerce	Title not included, Office of the Secretary, Office of Privacy and Open Government				
Department of Labor	Solicitor of Labor				
Department of Health and Human Services	Assistant Secretary for Public Affairs				
Department of Housing and Urban Development	Director, Office of the Executive Secretariat				
Department of Transportation	Deputy General Counsel				
Department of Energy	Director, Office of Management				
Department of Education	Assistant Secretary for Management, Office of Management				
Department of Veterans Affairs	Executive in Charge of the Department of Veterans Affairs' Office of Information and Technology				
Department of Homeland Security	Chief Freedom of Information Act Officer is apparently only title				

# Appendix IV: Section of FOIA Detailing Duties of the Chief FOIA Officer

- (j)(1) Each agency shall designate a Chief FOIA Officer who shall be a senior official of such agency (at the Assistant Secretary or equivalent level).
- (2) The Chief FOIA Officer of each agency shall, subject to the authority of the head of the agency –
- (A) have agency-wide responsibility for efficient and appropriate compliance with this section;
- (B) monitor implementation of this section throughout the agency and keep the head of the agency, the chief legal officer of the agency, and the Attorney General appropriately informed of the agency's performance in implementing this section;
- (C) recommend to the head of the agency such adjustments to agency practices, policies, personnel, and funding as may be necessary to improve its implementation of this section;
- (D) review and report to the Attorney General, through the head of the agency, at such times and in such formats as the Attorney General may direct, on the agency's performance in implementing this section;
- (E) facilitate public understanding of the purposes of the statutory exemptions of this section by including concise descriptions of the exemptions in both the agency's handbook issued under subsection (g), and the agency's annual report on this section, and by providing an overview, where appropriate, of certain general categories of agency records to which those exemptions apply;
- (F) offer training to agency staff regarding their responsibilities under this section;
- (G) serve as the primary agency liaison with the Office of Government Information Services and the Office of Information Policy; and
- (H) designate 1 or more FOIA Public Liaisons.
- (3) The Chief FOIA Officer of each agency shall review, not less frequently than annually, all aspects of the administration of this section by the agency to ensure compliance with the requirements of this section, including –
- (A) agency regulations;
- (B) disclosure of records required under paragraphs (2) and (8) of subsection (a);
- (C) assessment of fees and determination of eligibility for fee waivers;
- (D) the timely processing of requests for information under this section;
- (E) the use of exemptions under subsection (b); and
- (F) dispute resolution services with the assistance of the Office of Government Information Services or the FOIA Public Liaison.

# **Conversation Contents**

## **Draft Memo**

# **Attachments:**

/40. Draft Memo/1.1 Draft FOIA Memo 4.16.18.docx

# "Howarth, Robert" <robert\_howarth@ios.doi.gov>

From: "Howarth, Robert" <robert\_howarth@ios.doi.gov>
Sent: Wed Apr 18 2018 15:33:13 GMT-0600 (MDT)

Timothy Murphy <timothy.murphy@sol.doi.gov>, Rachel Spector

<Rachel.Spector@sol.doi.gov>

Juliette Lillie <juliette\_lillie@ios.doi.gov>, Cindy Cafaro

<cindy cafaro@ios.doi.gov>

Subject: Draft Memo

Attachments: Draft FOIA Memo 4.16.18.docx

Good evening. Attached is a draft memo for tomorrow.

Rob

--

Robert Howarth
Deputy Director for Correspondence and FOIA Management
Office of the Executive Secretariat and Regulatory Affairs
Department of the Interior
1849 C Street, NW
Washington, DC 20240
202-208-3181
202-208-4451 (direct)
202-549-8961 (cell)

## Intra-agency, Predecisional, Deliberative

#### Memorandum

To: Assistant Secretaries

Heads of Bureaus and Offices

From: David L. Bernhardt

**Deputy Secretary** 

Subject: Awareness Process for Freedom of Information Act Productions

For over 6 years, Departmental leadership has had awareness of Freedom of Information Act (FOIA) releases on a case-by-case basis. (b) (5)

the unprecedented number of incoming FOIA requests, and increased litigation the Department has faced the past year, we are now formalizing the awareness process, as follows, to ensure it is consistent and effective:



- 4) FOIA personnel search responsive emails for the names of current PAS and/or Schedule C employees. If the names of current PAS and/or Schedule C employees are identified:
  - i. FOIA personnel notify and provide access to the full set of responsive records (in the same format and with the same withholdings that have been approved by SOL) to the following Reviewers:
    - a. Option 1: Each PAS and/or Schedule C employee identified in responsive emails;

b. (b) (5)

<sup>&</sup>lt;sup>1</sup> See 383 DM 15 § 15.6.L.

<sup>&</sup>lt;sup>2</sup> See 383 DM 15 § 15.6.H.

<sup>&</sup>lt;sup>3</sup> See 43 C.F.R. § 2.23(c) (requiring bureaus to consult with SOL before withholding a record in full or in part).

# Intra-agency, Predecisional, Deliberative

ii. Each Reviewer has up to 72 hours to review the responsive records.

iii.



As you know, FOIA is a statutory requirement and full and timely compliance with your FOIA obligations is expected.

If you need assistance with a particular awareness review, please contact your Bureau FOIA Officer using the information found at <a href="https://www.doi.gov/foia/contacts">https://www.doi.gov/foia/contacts</a>. If you have general FOIA questions, please contact Ms. Cindy Cafaro at (202) 208-5342 or at <a href="mailto:cindy\_cafaro@ios.doi.gov">cindy\_cafaro@ios.doi.gov</a>.

cc: Timothy Murphy, Acting Deputy Solicitor, Division of General Law, Office of the Solicitor Bureau/Office FOIA Officers FOIA Contacts

# **Conversation Contents**

# REQUEST IMMEDIATE REVIEW

#### Attachments:

/41. REQUEST IMMEDIATE REVIEW/1.1 MASTER Memorandum FOIA DS.docx /41. REQUEST IMMEDIATE REVIEW/2.1 MASTER Memorandum FOIA DS SBurns edits.docx

# "Howarth, Robert" <robert\_howarth@ios.doi.gov>

"Howarth, Robert" <robert howarth@ios.doi.gov> From: Wed Apr 18 2018 09:19:45 GMT-0600 (MDT) Sent:

Timothy Murphy <timothy.murphy@sol.doi.gov>, Rachel Spector

<Rachel.Spector@sol.doi.gov>, Edward Keable <edward keable@ios.doi.gov>, Elena Gonzalez

<maria gonzalez@ios.doi.gov>, Sylvia Burns

<sylvia burns@ios.doi.gov>

Juliette Lillie < juliette lillie@ios.doi.gov>, Cindy Cafaro

CC: <cindy cafaro@ios.doi.gov>, Robert Howarth

<robert howarth@ios.doi.gov>

REQUEST IMMEDIATE REVIEW Subject:

**Attachments:** MASTER Memorandum FOIA DS.docx

Hello all. Attached is the final draft of the memorandum. Please focus your efforts on the substance of the document rather than the formatting, which we are still working on.

Please email your suggested changes BY 1:00 PM TODAY.

Thanks, Rob

To:

Robert Howarth

Deputy Director for Correspondence and FOIA Management Office of the Executive Secretariat and Regulatory Affairs Department of the Interior 1849 C Street, NW Washington, DC 20240 202-208-3181 202-208-4451 (direct) 202-549-8961 (cell)

# "Burns, Sylvia" <sylvia\_burns@ios.doi.gov>

"Burns, Sylvia" <sylvia burns@ios.doi.gov> From: Wed Apr 18 2018 12:01:53 GMT-0600 (MDT) Sent: "Howarth, Robert" <robert howarth@ios.doi.gov> To:

Timothy Murphy <timothy.murphy@sol.doi.gov>, Rachel Spector

<Rachel.Spector@sol.doi.gov>, Edward Keable
<edward\_keable@ios.doi.gov>, Elena Gonzalez
<maria\_gonzalez@ios.doi.gov>, Juliette Lillie

<juliette\_lillie@ios.doi.gov>, Cindy Cafaro

<cindy cafaro@ios.doi.gov>

**Subject:** Re: REQUEST IMMEDIATE REVIEW

Attachments: MASTER Memorandum FOIA DS SBurns edits.docx

Edits and comments from OCIO are attached.

On Wed, Apr 18, 2018 at 11:19 AM, Howarth, Robert < robert howarth@ios.doi.gov > wrote:

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CC:

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Office of the Executive Secretariat and Regulatory Affairs
Department of the Interior
1849 C Street, NW
Washington, DC 20240
202-208-3181
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--

Sylvia Burns, CIO

Office of the Chief Information Officer | US Department of the Interior sylvia\_burns@ios.doi.gov | Office: 202.208.6194 | Fax: 202-501-2360 www.doi.gov/ocio

Our mission is your mission

#### Memorandum

To: David <u>L.</u> Bernhardt Deputy Secretary

From: (b) (5)

Subject: FOIA Program Recommendations

# Purpose:

This memorandum provides strategies to ensure the Department's Freedom of Information Act (FOIA) program is managed and implemented consistently, reasonably, and effectively within available resources.

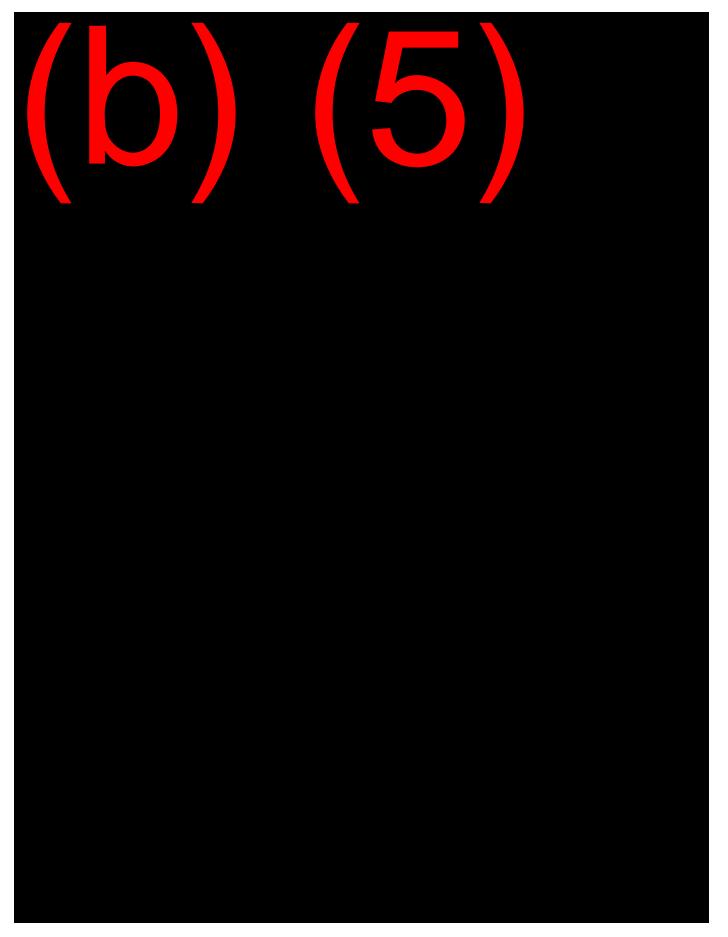
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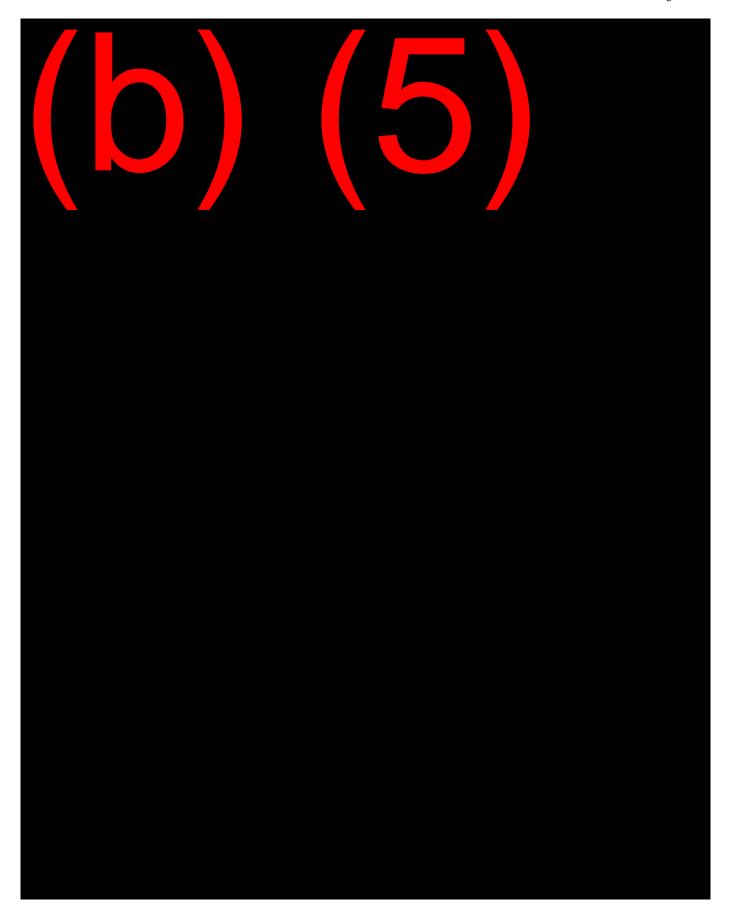
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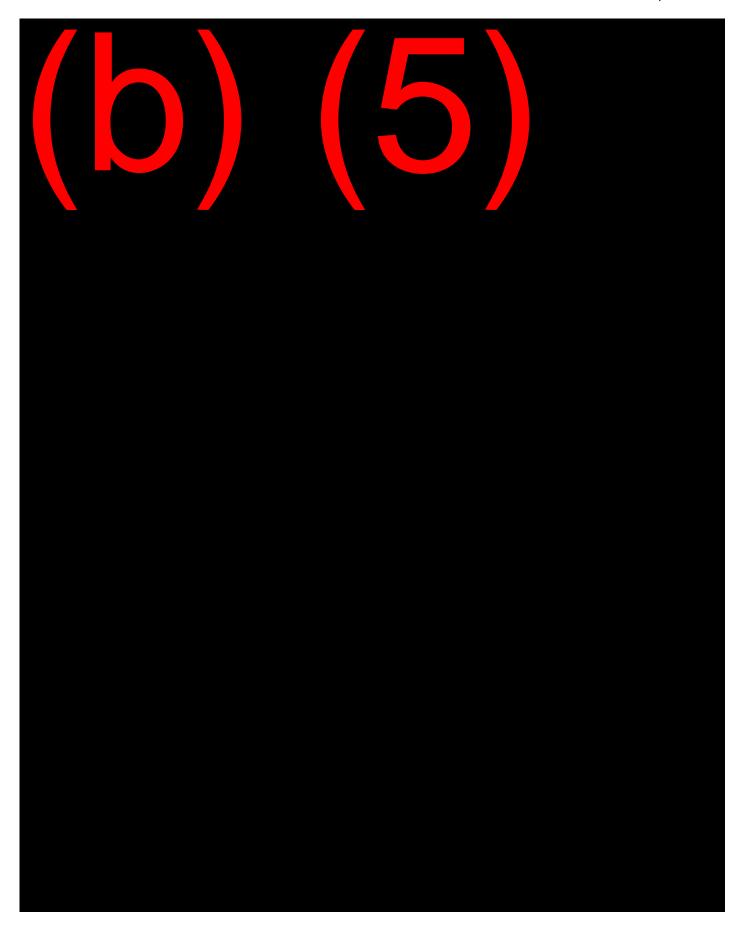
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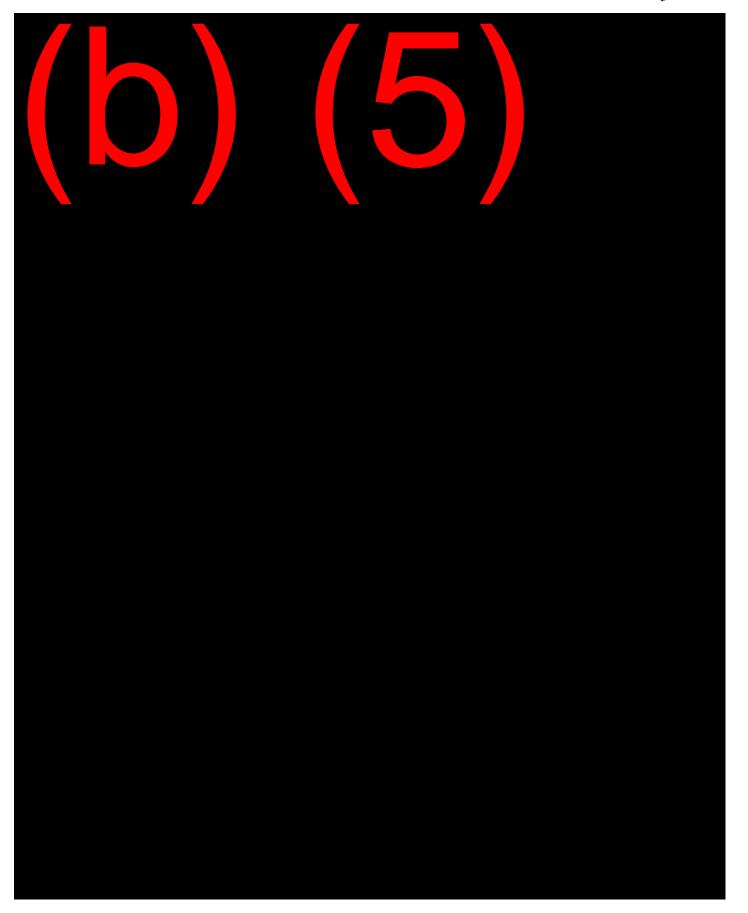
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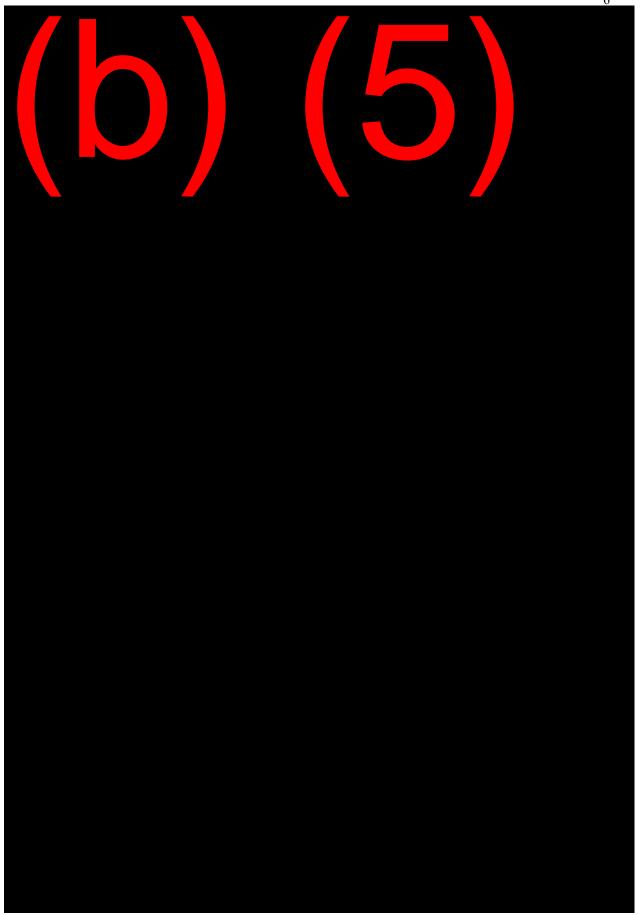


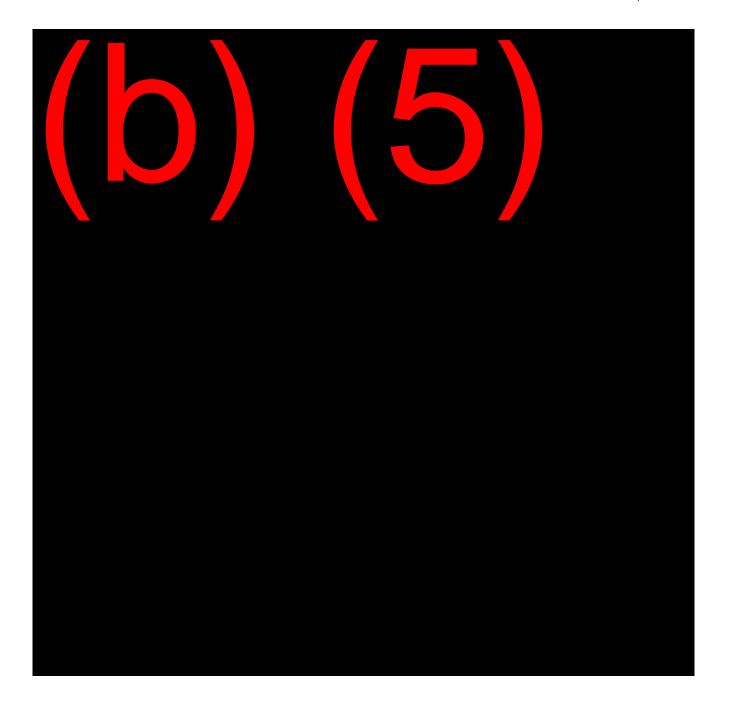












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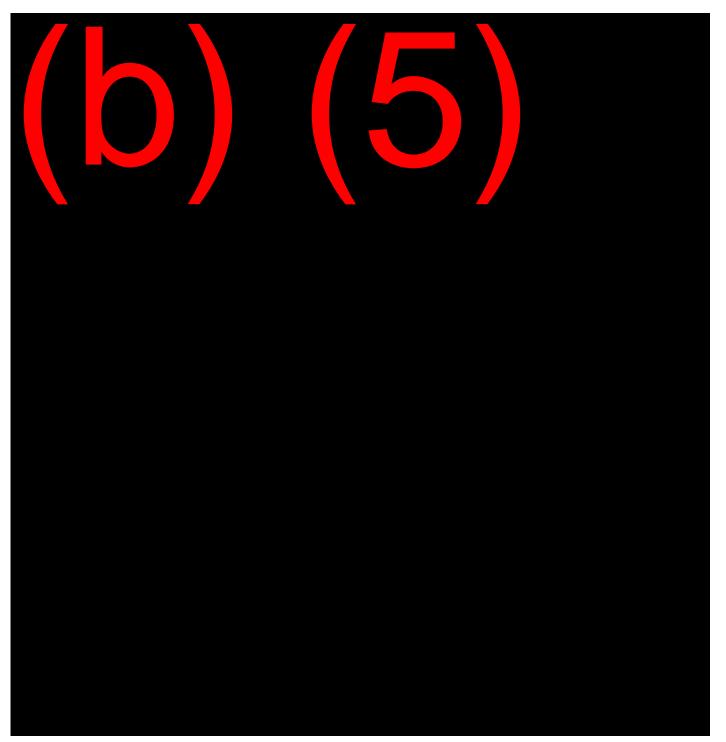
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### **Appendix V: Information on Other Selected Agencies from FY17**

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#### Memorandum

To: David\_L. Bernhardt
Deputy Secretary

From: (b) (5)

Subject: FOIA Program Recommendations

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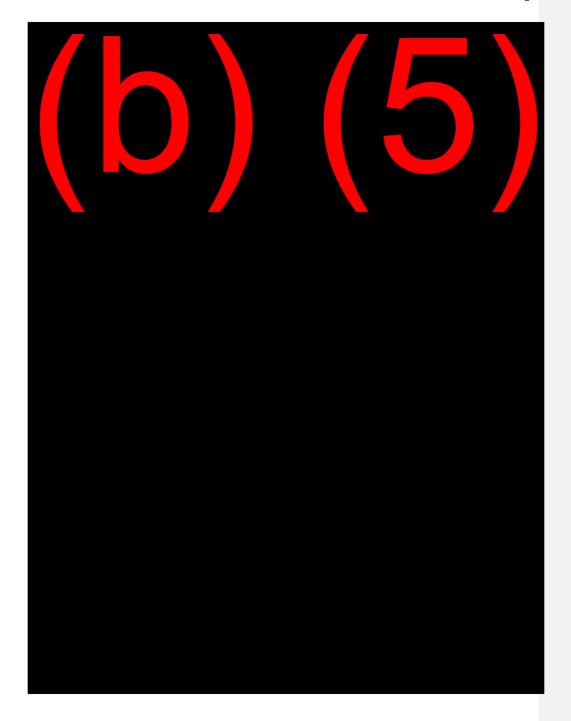
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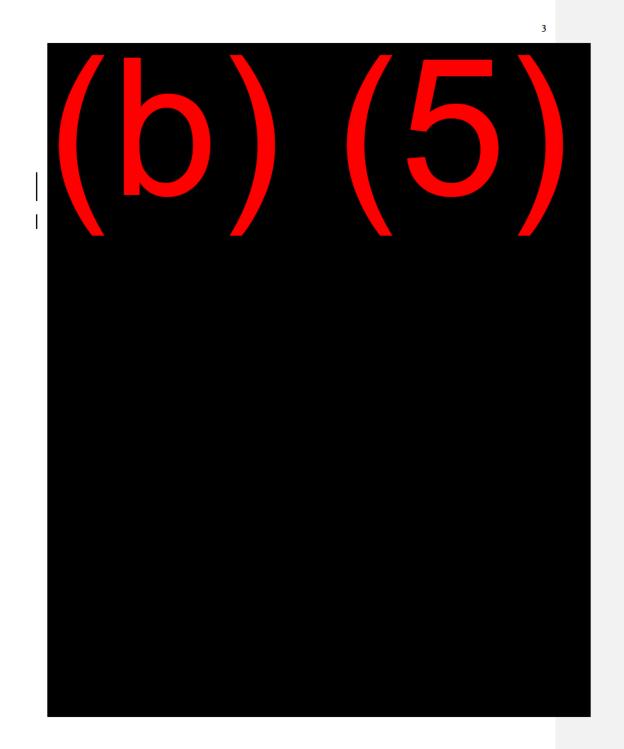
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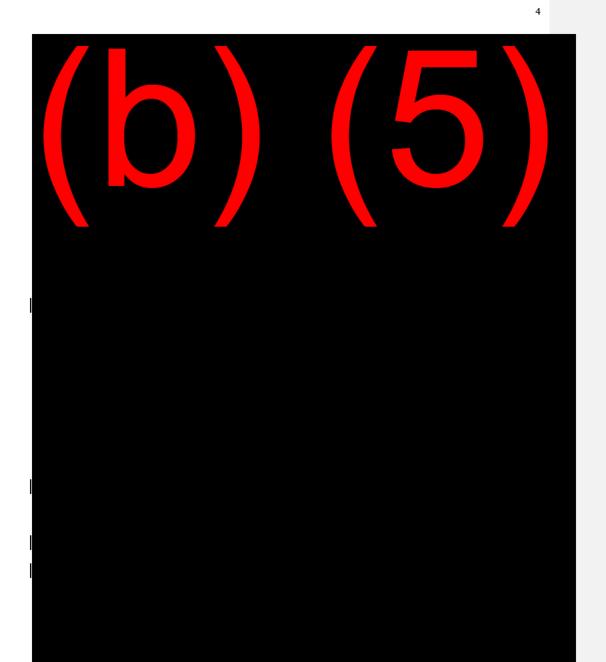
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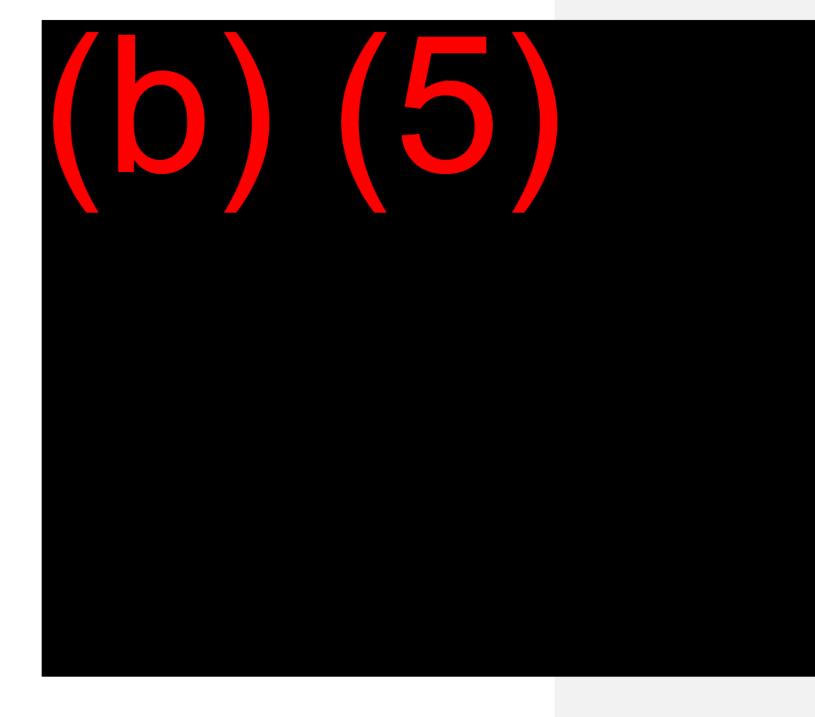


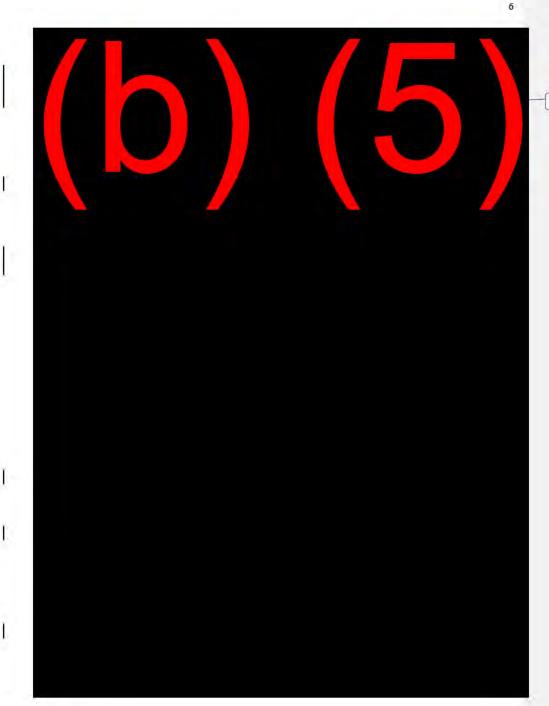




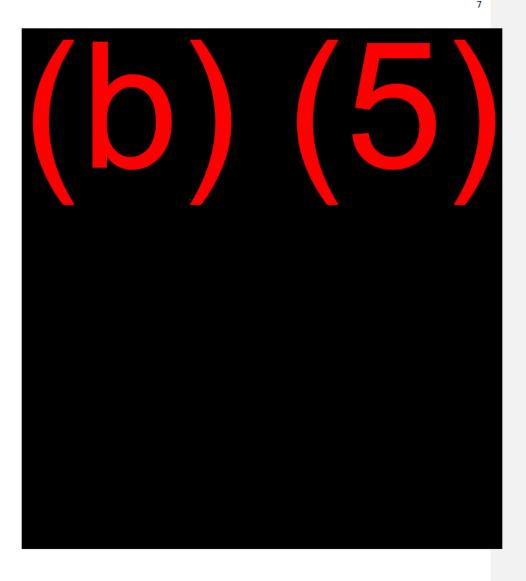


5





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Appendix I: FY 2017 Data – FTE; FOIA's Received and Processed; Backlogged FOIA's

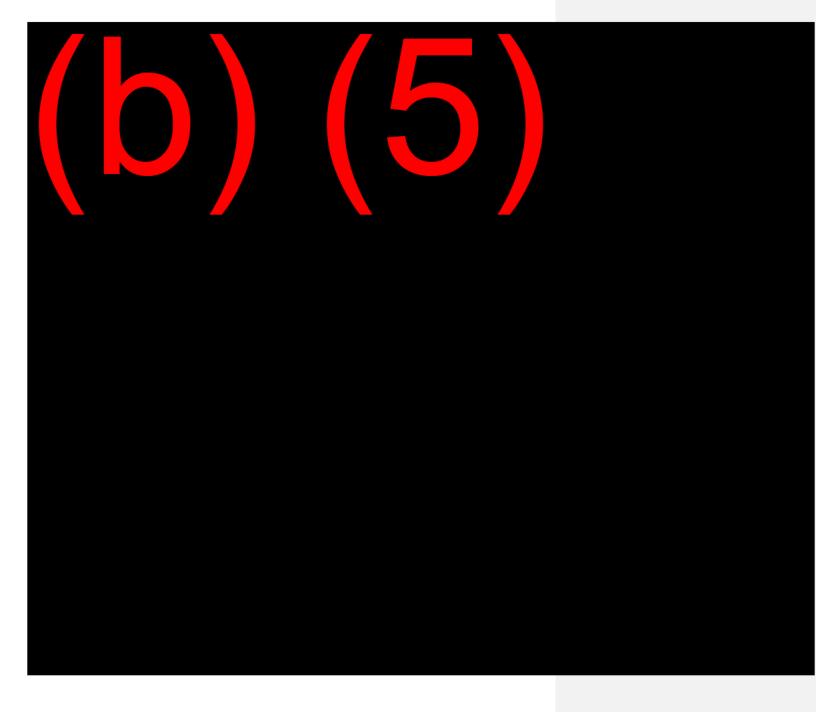
In FY17	FTE FOIA Staff	Equivalent FTE FOIA Staff	FOIA Rec'd	FOIA's Processed	Requests Received Per FOIA employee (average)	Requests Processed per FOIA Employee (average)	Backlogged Requests as of End of Fiscal Year	Backlogge d Requests per FOIA Employee (average)	Average Number of Days to Respon d to Comple x Pending Request s
BIA	5	26.43	1854	1773	60	57	177	6	130
BLM	18	4.5	1024	750	45	33	368	16	163
BOEM	1	5.8	170	165	24	24	15	2	142
BOR	1	6.15	315	297	45	42	17	2	107
BSEE	4	3.1	228	233	33	33	17	2	158
FWS	9	20.95	1146	1000	38	33	265	9	116
NPS	3	5.35	1226	1076	153	135	253	32	117
OIG	3	0	218	207	73	69	20	7	83
OS	7	.5	1226	713	163	95	377	50	62
OSM	1	1.73	143	95	48	32	56	19	159
SOL	2	-	250	207	125	104	43	22	127
USGS	5	.5	205	217	34	36	18	3	145
DOI Overall	63	75.51	8005	6733	70	58	1626	12	117

## Appendix II--Title of Chief FOIA Officer in Cabinet-Level Agencies

	, , , , , , , , , , , , , , , , , , , ,					
Department of State	Assistant Secretary of Administration, Bureau of Administration					
Department of the Treasury	Title not explicitly stated, seems to be Assistant Secretary, Office of Privacy, Transparency, and Records					
Department of Defense	Chief Management Officer					
Department of Justice	Acting Associate Attorney General					
Department of the Interior	CIO					
Department of Agriculture	Title not explicitly stated, seems to be CIO					
Department of Commerce	Title not included, Office of the Secretary, Office of Privacy and Open Government					
Department of Labor	Solicitor of Labor					
Department of Health and Human Services	Assistant Secretary for Public Affairs					
Department of Housing and Urban Development	Director, Office of the Executive Secretariat					
Department of Transportation	Deputy General Counsel					
Department of Energy	Director, Office of Management					
Department of Education	Assistant Secretary for Management, Office of Management					
Department of Veterans Affairs	Executive in Charge of the Department of Veterans Affairs' Office of Information and Technology					
Department of Homeland Security	Chief Freedom of Information Act Officer is apparently only title					

#### Appendix III: Section of FOIA Detailing Duties of the Chief FOIA Officer

- (j)(1) Each agency shall designate a Chief FOIA Officer who shall be a senior official of such agency (at the Assistant Secretary or equivalent level).
- (2) The Chief FOIA Officer of each agency shall, subject to the authority of the head of the agency –
- (A) have agency-wide responsibility for efficient and appropriate compliance with this section;
- (B) monitor implementation of this section throughout the agency and keep the head of the agency, the chief legal officer of the agency, and the Attorney General appropriately informed of the agency's performance in implementing this section;
- (C) recommend to the head of the agency such adjustments to agency practices, policies, personnel, and funding as may be necessary to improve its implementation of this section;
- (D) review and report to the Attorney General, through the head of the agency, at such times and in such formats as the Attorney General may direct, on the agency's performance in implementing this section;
- (E) facilitate public understanding of the purposes of the statutory exemptions of this section by including concise descriptions of the exemptions in both the agency's handbook issued under subsection (g), and the agency's annual report on this section, and by providing an overview, where appropriate, of certain general categories of agency records to which those exemptions apply;
- (F) offer training to agency staff regarding their responsibilities under this section;
- (G) serve as the primary agency liaison with the Office of Government Information Services and the Office of Information Policy; and
- (H) designate 1 or more FOIA Public Liaisons.
- (3) The Chief FOIA Officer of each agency shall review, not less frequently than annually, all aspects of the administration of this section by the agency to ensure compliance with the requirements of this section, including –
- (A) agency regulations;
- (B) disclosure of records required under paragraphs (2) and (8) of subsection (a);
- (C) assessment of fees and determination of eligibility for fee waivers;
- (D) the timely processing of requests for information under this section;
- (E) the use of exemptions under subsection (b); and
- (F) dispute resolution services with the assistance of the Office of Government Information Services or the FOIA Public Liaison.



#### Appendix V: Information on Other Selected Agencies from FY17

DOI: In FY 2017, the Department received 8,005 requests and had 63 full-time FOIA employees throughout the entire Department and a total of 75.51 equivalent full-time FOIA employees (roughly 58 requests per employee). The Department processed 6,733 requests in FY17 (roughly 49 requests per employee).

**The Department of Agriculture** (also decentralized and dealing with similar obligations, particularly the Forest Service) received 25,461 requests and had 90.8 full-time FOIA employees throughout the Department and a total of 91.26 equivalent full-time FOIA employees (roughly 140 requests per employee). The Department of Agriculture processed 24,006 requests in FY17 (roughly 132 requests per employee).

**The Army** (which is a subpart of DOD and houses the Army Corps of Engineers, which deals with similar obligations) in FY 2017 received 26,666 requests and had 121 full-time FOIA employees and a total of 111.82 equivalent full-time FOIA employees (roughly 114 requests per employee). The Army processed 53,760 requests in FY17 (roughly 230 requests per employee). **The EPA** (which is also decentralized and deals with similar obligations) received 11,518 requests and had 105 full-time FOIA employee and a total of 10.93 equivalent full-time FOIA employees (roughly 99 requests per employee). EPA processed 10,802 requests in FY17 (roughly 93 requests per employee).

**The FBI** (which has a centralized FOIA program and the interim release policy discussed above) received 15,402 requests and had 245 full-time FOIA employee and a total of 7 equivalent full-time FOIA employees (roughly 61 requests per employee). FBI processed 15,611 requests in FY17 (roughly 62 requests per employee).

**The NOAA** (which is a subpart of DOC also deals with similar obligations) received 475 requests and had 1 full-time FOIA employee and a total of 23.3 equivalent full-time FOIA employees (roughly 20 requests per employee). NOAA processed 472 requests in FY17 (roughly 20 requests per employee.

# **Conversation Contents**

### **Draft**

### **Attachments:**

/42. Draft/1.1 FOIA Draft Cleaned Up (Rob & Cindy) plus SOL insert 4.17.18.docx

# "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Tue Apr 17 2018 14:49:52 GMT-0600 (MDT)
To: Robert Howarth <robert howarth@ios.doi.gov>

CC: Juliette Lillie <juliette\_lillie@ios.doi.gov>

Subject: Draft

Attachments: FOIA Draft Cleaned Up (Rob & Cindy) plus SOL insert

4.17.18.docx

Thanks again.

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the

Interior

Direct: 202-208-5342 | Main: 202-208-3181

## MEMORANDUM FOR THE DEPUTY SECRETARY

From:

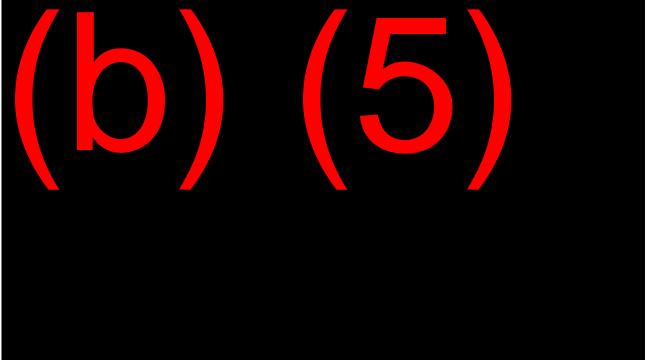
(b) (5)

Subject: FOIA Program Recommendations

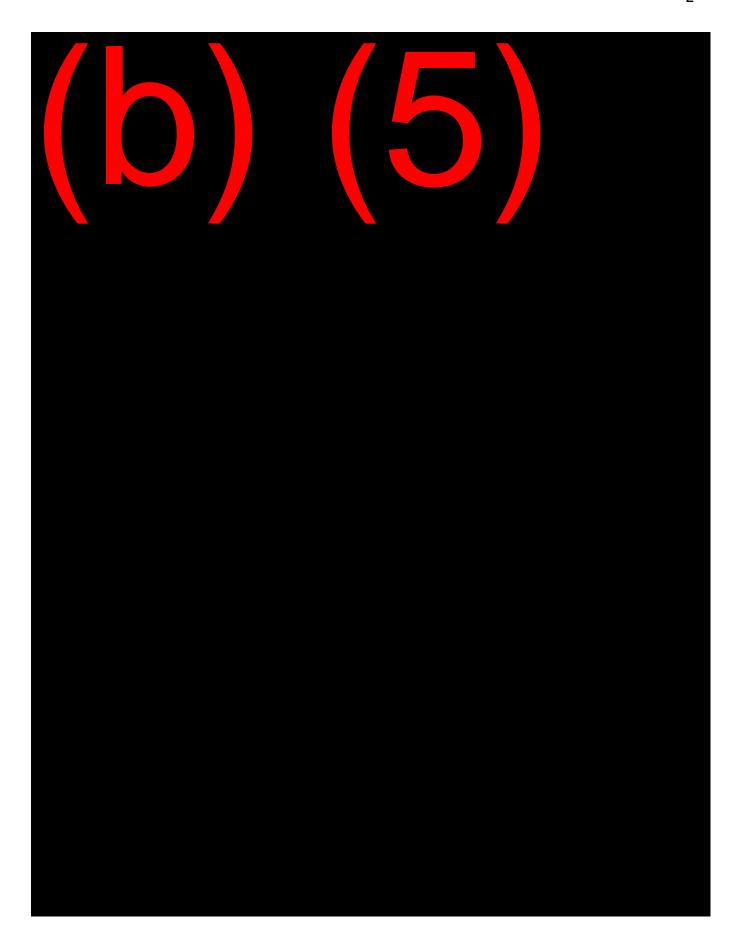
**Purpose:** 

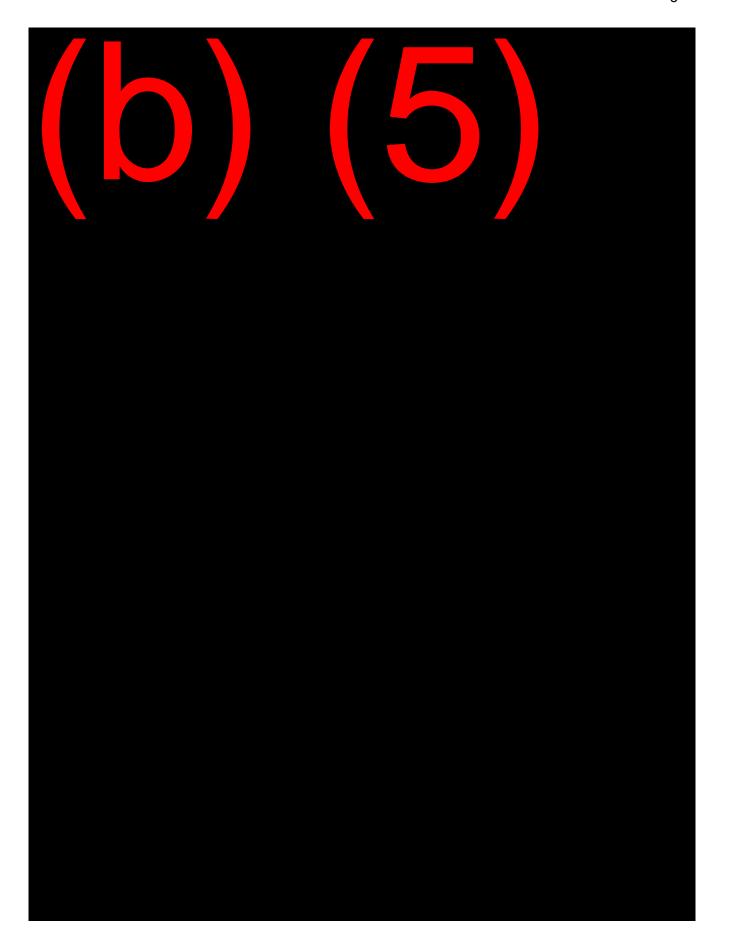
(b) (5)

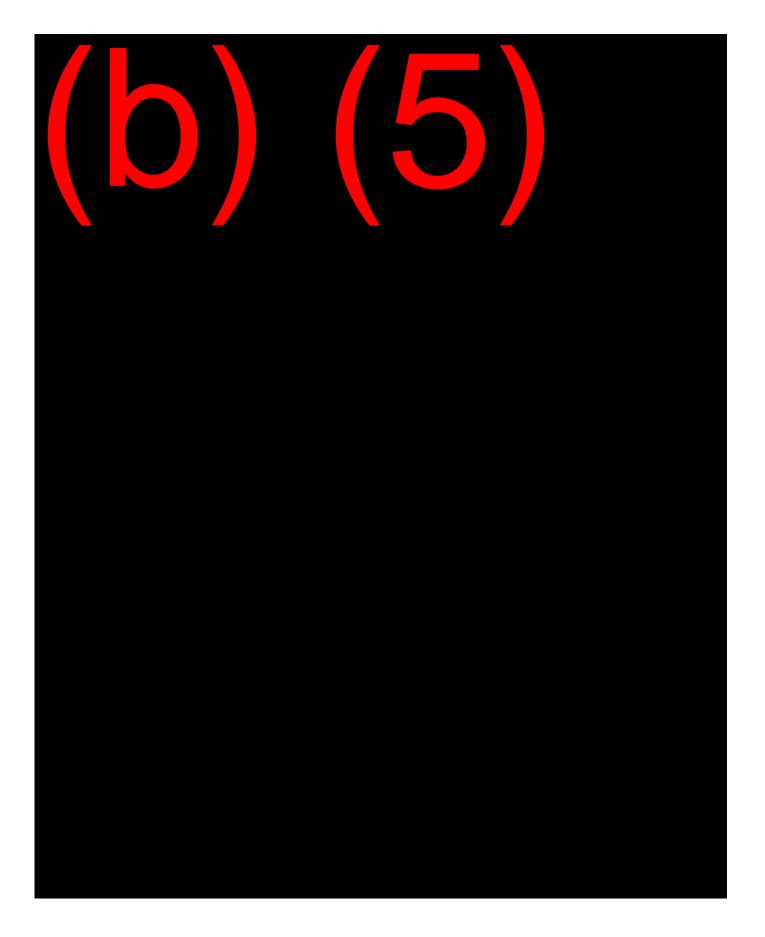
**Background:** 

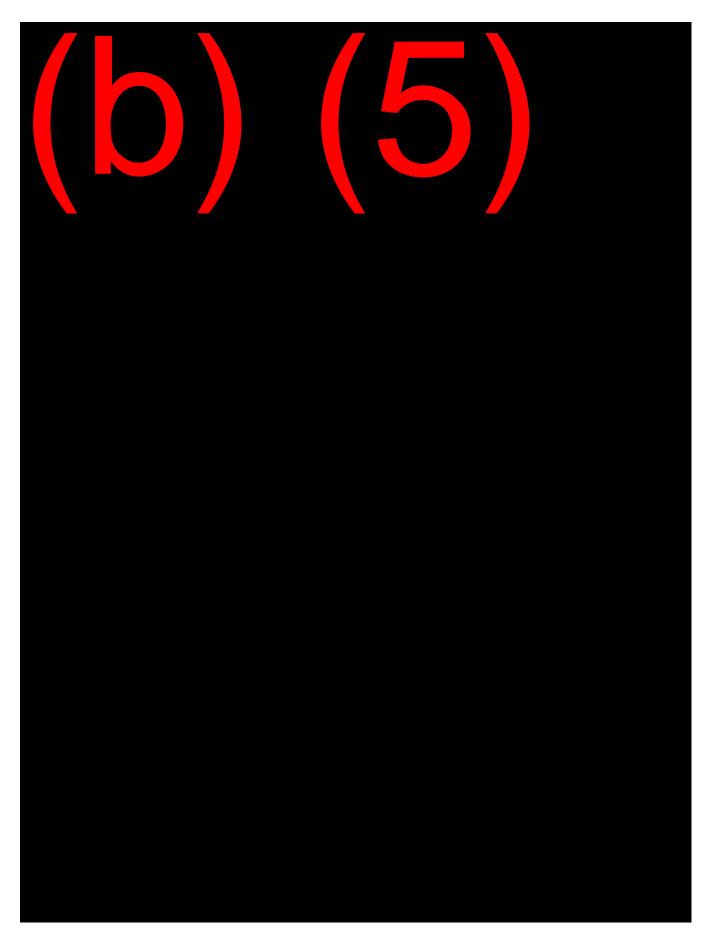


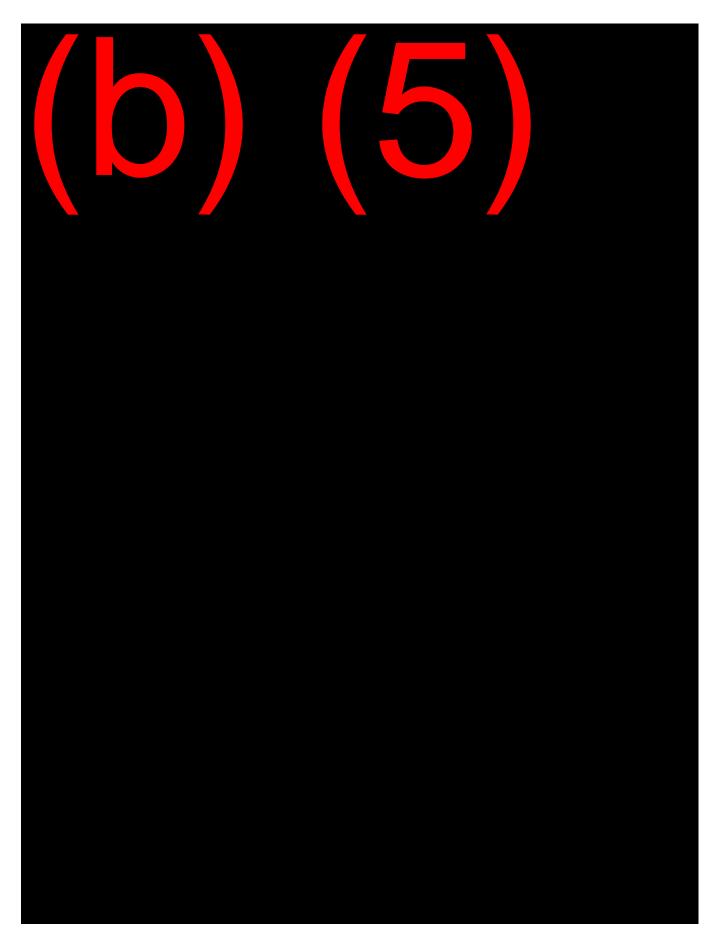


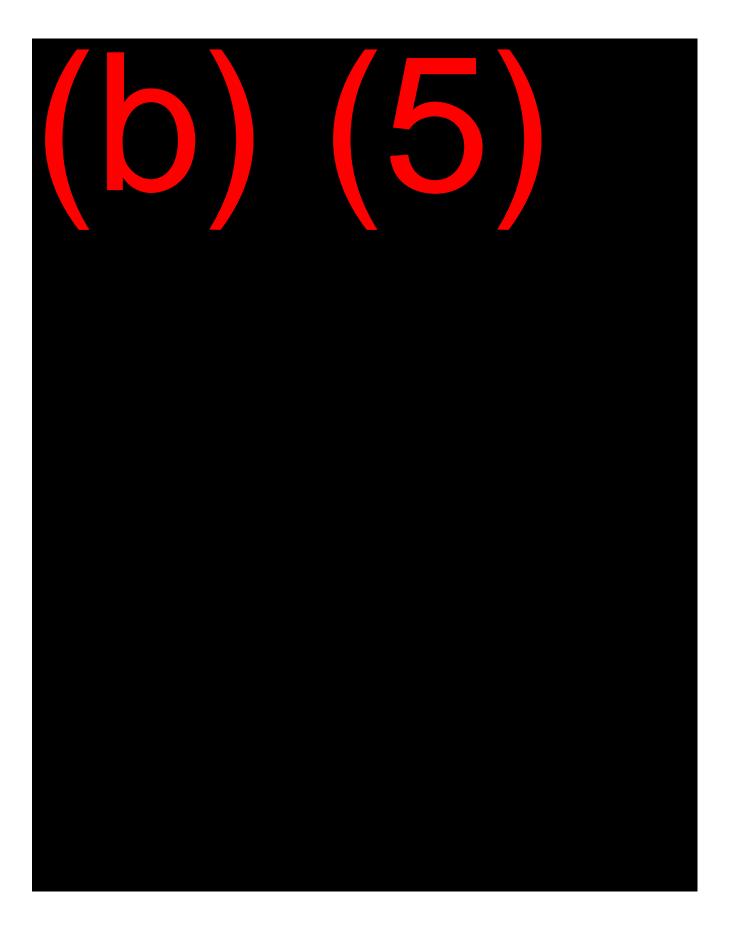


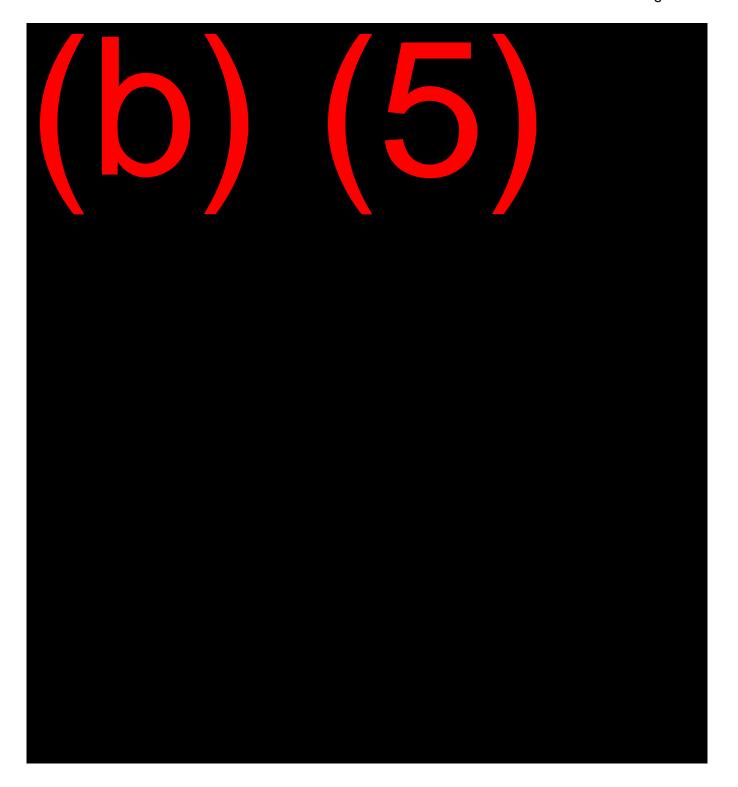












# Appendix I: FY 2017 Data - FTE; FOIA's Received and Processed; Backlogged FOIA's

In	FTE	Equivalent	FOIA's	FOIA's	Request	Requests	Backlogged	Backlogge	Average
<b>FY17</b>	FOIA	FTE FOIA	Rec'd	Process	S	Processed	Requests as	d Requests	Number
	Staff	Staff		ed	Receive	per FOIA	of End of	per FOIA	of Days
					d Per	Employee	Fiscal Year	Employee	to
					FOIA	(average)		(average)	Respon
					employe				d to
					e				Comple
			- 4		(average				X
					)				Pending

									Request
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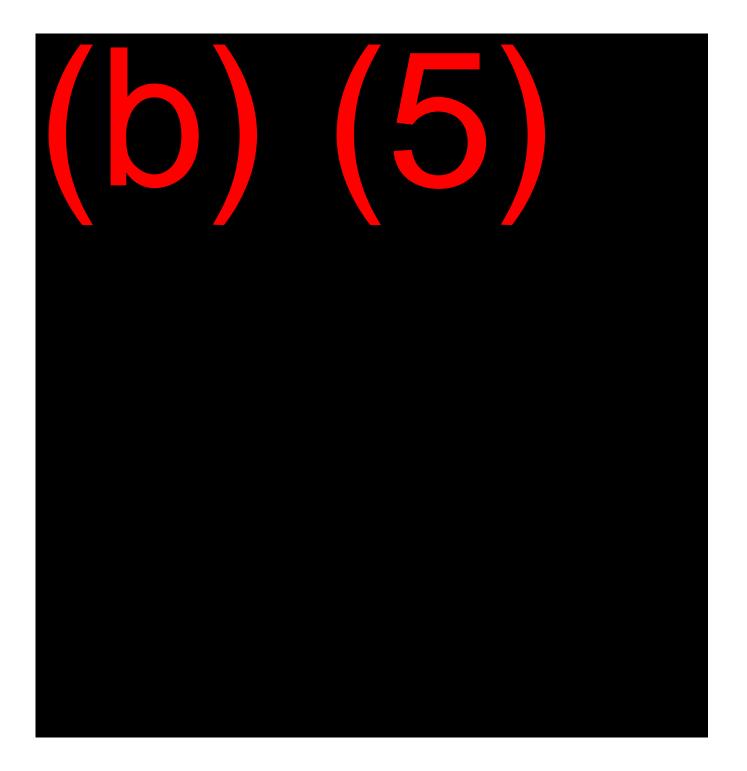
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## **Conversation Contents**

### White paper draft in Google Drive

### **Attachments:**

/44. White paper draft in Google Drive/1.1 White Paper insert.docx
/44. White paper draft in Google Drive/3.1 White Paper insert.docx

## "Spector, Rachel" <rachel.spector@sol.doi.gov>

From: "Spector, Rachel" <rachel.spector@sol.doi.gov>
Sent: Mon Apr 16 2018 15:15:43 GMT-0600 (MDT)

To: Juliette Lillie <juliette\_lillie@ios.doi.gov>, "Cafaro, Cindy"

<cindy cafaro@ios.doi.gov>

CC: Timothy Murphy <Timothy.Murphy@sol.doi.gov>

**Subject:** White paper draft in Google Drive

Attachments: White Paper insert.docx

Hi Julie and Cindy:

I added SOL's part to the draft White Paper in Google Docs but was unable to confirm that my changes made it in there. In case it did not make it in there, I'm attaching a copy of my text. FYI - I expect to refine it with Tim tomorrow.

Thanks,

Rachel

Rachel Spector Division of General Law Office of the Solicitor U.S. Department of the Interior (202) 208-6029

# "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>

From: "Cafaro, Cindy" <cindy\_cafaro@ios.doi.gov>
Sent: Tue Apr 17 2018 05:59:11 GMT-0600 (MDT)
To: Robert Howarth <robert\_howarth@ios.doi.gov>

**Subject:** Fwd: White paper draft in Google Drive

Attachments: White Paper insert.docx

Cindy Cafaro | Departmental Freedom of Information Act Officer | US Department of the Interior

Direct: 202-208-5342 | Main: 202-208-3181

----- Forwarded message ------

From: Spector, Rachel < rachel.spector@sol.doi.gov >

Date: Mon, Apr 16, 2018 at 5:15 PM

Subject: White paper draft in Google Drive

To: Juliette Lillie < iuliette lillie@ios.doi.gov >, "Cafaro, Cindy" < cindy cafaro@ios.doi.gov >

Cc: Timothy Murphy < Timothy.Murphy@sol.doi.gov >

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